Newark, New Jersey, January 7, 1959

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey at 8:00 P.M.

The City Clerk announced because of the vacancy in the president's chair, due to President Bontempo's absence, in Washington, D.C., it was necessary to nominate a temporary president.

Councilman Brady said since he had the honor of being the senior member on the Council he desired to nominate the youngest member of the Council, Councilman Frank Addonizio. The motion was seconded by Councilman Melillo.

The City Clerk called for further nominations, there being none, he declared the nominations closed and the roll being called, Councilman Addonizio was unanimously elected temporary president for this meeting.

The audience arose for the National Anthem.

The prayer was offered by Reverend Philip T. McCabe, St. Thomas Aquinas Church.

Temporary President Addonizio called the meeting to order and asked for roll call.

Present: Councilmen Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Temporary President Addonizio, City Clerk Harry S. Reichenstein, Clerk of the Council; Sergeant Arthur J. Brady, Sergeant-at-Arms.

Absent: Councilman Turner, President Bontempo.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

4-a.

The City Clerk presented REPORT OF MUNICIPAL COURTS, PARTS 1 AND 6, FOR THE MONTH OF NOVEMBER, 1958.

A motion that the report be received and placed on file was made by Councilman Gordon, seconded by Councilman Brady and adopted by the following votes:

Yeas: Councilmen Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Temporary President Addonizio.

PENDING BOARD OF ADJUSTMENT APPLICATIONS.

A-1.

The City Clerk read APPLICATION OF ROSE PARK REALTY CORP., OWNER;

FOR THE ERECTION OF ADDITION TO BE USED FOR OFFICES, DISPLAY ROOMS AND STORAGE FOR AUTOMATIC RECORD MACHINES AS EXTENSION TO USE ESTABLISHED AT 772 HIGH STREET, EXCEEDING FRONT, SIDE AND REAR YARD REQUIREMENTS, INCLUDING OFF-STREET PRIVATE PARKING IN THE OPEN, IN A 4TH RESIDENCE DISTRICT; ON PREMISES 766-770 HIGH STREET.

(Vote of Board of Adjustment 5-0. No objectors)

(Public Hearing Closed)

A motion to concur in the recommendations of the Board of Adjustment was made by Councilman Santoro, seconded by Councilman Brady and adopted by the following votes:

Yeas: Councilmen Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Temporary President Addonizio.

BOARD OF ADJUSTMENT APPLICATIONS.

None.

REPORTS OF COMMITTEES.

5-a.

COUNCIL COMMITTEE TO STUDY THE FAULKNER ACT.

(Councilmen Santoro, Brady, Callaghan)

Chairman Santoro reported progress.

A motion to accept the report was made by Councilman Gordon, seconded by Councilman Melillo and adopted by the following votes:

Yeas: Councilmen Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Temporary President Addonizio.

5-b.

COUNCIL STUDY COMMITTEE FOR REVISION AND AMENDMENT OF THE CODE.

(Councilmen Gordon, Addonizio, Cooper)

Chairman Gordon reported progress.

A motion to accept the report was made by Councilman Melillo, seconded by Councilman Brady and adopted by the following votes:

Yeas: Councilmen Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Temporary President Addonizio.

5-e.

COUNCIL COMMITTEE TO STUDY THE PROPOSALS OFFERED BY MAYOR CARLIN AND THE PARKING AUTHORITY TO PROVIDE FOR THREE PARKING PROJECTS IN THE DOWNTOWN AREA.

(Councilmen Gordon, Addonizio, Melillo)

Chairman Gordon reported progress.

A motion to accept the report was made by Councilman Santoro, seconded by Temporary President Addonizio and adopted by the following votes:

Yeas: Councilmen Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Temporary President Addonizio.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

Temporary President Addonizio called for ordinances on first reading.

6-F-a.

The City Clerk read AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "AN ORDINANCE ESTABLISHING SALARIES OF CERTAIN EMPLOYEES IN THE DEPARTMENT OF HEALTH AND WELFARE AND IN THE DEPARTMENT OF PUBLIC WORKS", ADOPTED NOVEMBER 5, 1958.

(This ordinance establishes new salary ranges for Carpenter - $7,553.00 - effective June 1, 1958; Painter - $6,734.00 - effective September 1, 1958; Mason and Plasterer Foreman - $8,736.00 - effective September 1, 1958; Carpenter Foreman - $8,463.00 - effective June 1, 1958)

(Copy of ordinance submitted to each member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Santoro, seconded by Temporary President Addonizio and adopted by the following votes:

Yeas: Councilmen Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Temporary President Addonizio.

Temporary President Addonizio: The yeas are seven and the nays are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 21, 1959.

6-F-b.

The City Clerk read AN ORDINANCE CREATING THE POSITION OF DIRECTOR AND ASSISTANT DIRECTOR IN THE NEWARK COMMISSION FOR NEIGHBORHOOD CONSERVATION AND REHABILITATION AND ESTABLISHING THE SALARIES THEREFOR.

(Director $7,000 - $9,000.

Assistant Director - $6,000. - $7,000.)

(Copy of ordinance submitted to each member of the Council)

(Council met with Business Administrator Rinaldi, Miss Agnes Coleman and Planning Officer Oberlander December 9, 1958)

A motion that further action on this ordinance be deferred and directing the City Clerk to invite Mayor Carlin to appear at the Special Conference of the Municipal Council January 13, 1959 to discuss this matter, was made by Councilman Gordon, seconded by Councilman Melillo and adopted by the following votes:

Yeas: Councilmen Brady, Cooper, Gordon, Melillo, Santoro, Temporary President Addonizio.

Nay: Councilman Callaghan.

6-F-c.

The City Clerk read AN ORDINANCE TO REPEAL "AN ORDINANCE CREATING THE POSITION OF COORDINATOR IN THE NEWARK COMMISSION ON NEIGHBORHOOD CONSERVATION AND REHABILITATION AND ESTABLISHING THE SALARY THEREFOR", ADOPTED SEPTEMBER 18, 1957.

(Copy of ordinance submitted to each member of the Council)

(Council met with Business Administrator Rinaldi, Miss Agnes Coleman and Planning Officer Oberlander December 9, 1958)

A motion that further action on this ordinance be deferred and directing the City Clerk to invite Mayor Carlin to appear at the Special Conference of the Municipal Council January 13, 1959 to discuss this matter, was made by Councilman Gordon, seconded by Councilman Melillo and adopted by the following votes:

At this point Councilman Turner took his seat.

Yeas: Councilmen Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, Temporary President Addonizio.

6-F-d.

The City Clerk read AN ORDINANCE TO AMEND SECTIONS 2.3. AND 2.4. OF "AN ORDINANCE TO AMEND ARTICLE I (IN GENERAL) AND ARTICLE II (RULES OF PROCEDURE AND SALARIES) OF CHAPTER TWO OF THE REVISED ORDINANCES OF THE CITY OF NEWARK".

(This ordinance would establish salaries of the Municipal Council at $7,500.00 per annum and secretarial allowance of $2,500.00 - Council President $1,000.00 additional, effective July 1, 1962)

A motion to adopt the ordinance on first reading was made by Councilman Callaghan, seconded by Councilman Cooper and adopted by the following votes:

Yeas: Councilmen Brady, Callaghan, Cooper, Turner, Temporary President Addonizio.

Nays: Councilmen Gordon, Melillo.

Not Voting: Councilman Santoro.

Temporary President Addonizio: The yeas are five, the nays are two and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 21, 1959.

PUBLIC HEARING ON ORDINANCES AS ADVERTISED.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, this being the date and time set therefor.

6-Ph-a.

AN ORDINANCE TO AMEND SECTIONS 7.301 AND 7.302 OF THE "REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951", ADOPTED OCTOBER 15, 1952, AS AMENDED AND SUPPLEMENTED.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Section 7.301 of the "REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951", be and the same is hereby amended to read as follows:

Section 7.301. Speed limit.

No power driven elevator shall exceed the speed of (seven hundred) fourteen hundred feet per minute.

Section 2. Section 7.302 of the "REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951", be and the same is hereby amended to read as follows:

Section 7.302. Speed governors.

(a) Every power-driven elevator with a rise of more than fifteen feet not already equipped with a speed governor and safety (except sidewalk type elevators and existing freight elevators in buildings not exceeding five stories in height and direct plunger elevators) shall have, at the top of the elevator shaft, a governor properly connected to a safety device attached to the underside of the car platform, so that the car will be gradually brought to rest with ease and within a distance not greater than (nine) thirty-five feet at a speed of (seven hundred) fourteen hundred feet per minute.

(b) Only on elevators having a speed of one hundred feet per minute or less, safeties of the instantaneous type may be used.

(c) Every governor operating a car safety shall be set to trip the safety at a speed not exceeding (forty) twenty per cent above the rated speed given in the application, but in no case exceeding (eight hundred and fifty) sixteen hundred and eighty feet per minute.

(d) When a speed governor has been set for the rated speed, it shall be sealed.

(e) When safeties of the instantaneous type are used, a proper flexible means of application consisting of a steel cable must be interposed between the safety and the governor.

Section 3. All ordinances and parts of ordinances inconsistent with the provisions of this ordinance be and the same are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication in accordance with the law.

Temporary President Addonizio called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

No one appearing, Temporary President Addonizio entertained the motion that the hearing in this matter be closed and a motion to close the hearing was made by Councilman Melillo, seconded by Councilman Brady and adopted by the following votes:

Yeas: Councilmen Brady, Callaghan, Cooper, Gordon, Melillo, Turner, Temporary President Addonizio.

Nay: Councilman Santoro.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, this being the date and time set therefor.

6-Ph-b.

AN ORDINANCE PROVIDING FOR THE VACATION OF AND IN ALL THAT PART OF EMPIRE STREET, EXTENDING FROM THE STATE HIGHWAY ROUTE 22 EASTERLY APPROACH RAMP TO A POINT 475 FEET, MORE OR LESS, EASTERLY AND FOR THE VACATION, RELEASE AND EXTINGUISHMENT OF THE PUBLIC RIGHTS, IF ANY, OF AND IN ALL THAT PART OF EMPIRE STREET, EXTENDING FROM SAID POINT EASTERLY TO NEW JERSEY RAILROAD AVENUE, ALL AS LAID OUT 60 FEET IN WIDTH ON A MAP ENTITLED "MAP OF PROPERTY OF THE WAVERLY LAND COMPANY AT WAVERLY, N.J." AND ON A MAP ENTITLED "MAP OF PROPERTY BELONGING TO THOMAS JOHNSON, SURVEYED BY THOMPSON AND COMPANY, 1873".

Be It Ordained by the Municipal Council of the City of Newark, New Jersey:

Section 1. That all that part of Empire Street, extending from the State Highway Route 22 easterly approach ramp to a point 475 feet, more or less, easterly shall be VACATED as a public street or highway and that all that part of Empire Street, extending from said point easterly to New Jersey Railroad,

shall be VACATED, as a public street or highway and the public rights, if any, therein be RELEASED and EXTINGUISHED, all as laid out 60 feet in width on a map entitled "Map of Property of the Waverly Land Company at Waverly, N.J." and on a map entitled "Map of Property belonging to Thomas Johnson, surveyed by Thompson and Company, 1873", reserving, however, to the City of Newark with respect to a 15 foot strip of land the southerly line of which is parallel to and 16.50 feet distant northerly from the southerly line of Empire Street to be vacated, the right to enter upon the above described Empire Street for the purpose of relaying, rebuilding, reconstructing or maintaining the sewers, their manholes or appurtenances now laid within the lines of the above described Empire Street, and the right to enter upon the above described Empire Street for the purpose of laying, relaying, rebuilding, reconstructing or maintaining additional sewers, their manholes or appurtenances. The erection, construction or placing of any building, vault or structure upon or within the above described Empire Street which will interfere with the laying, relaying, rebuilding, reconstructing or maintaining of existing or additional sewers, their manholes and appurtenances is prohibited and contrary to this ordinance.

All as shown on a map prepared under the direction of this Council, which map is hereto attached and made a part hereof and a copy of which map is on file in the office of the Chief Engineer, Department of Public Works, known and designated as Map No. 1559-V, dated November 21, 1958.

Under and by virtue of the provisions of Section 40: 67-1 (b) of the Revised Statutes of New Jersey, 1937.

Section 2. That this ordinance shall take effect upon adoption and publication and according to law.

Temporary President Addonizio called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

No one appearing, Temporary President Addonizio entertained the motion that the hearing in this matter be closed and a motion to close the hearing was made by Councilman Gordon, seconded by Councilman Melillo and adopted by the following votes:

Yeas: Councilmen Brady, Callaghan, Cooper, Gordon, Melillo, Santoro Turner, Temporary President Addonizio.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

Temporary President Addonizio called for ordinances on second reading and final passage.

The City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage:

6-S & F-a.

AN ORDINANCE TO AMEND SECTIONS 7.301 AND 7.302 OF THE "REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951", ADOPTED OCTOBER 15, 1952, AS AMENDED AND SUPPLEMENTED.

A motion to adopt the ordinance on second reading and final passage was made by Councilman Melillo, seconded by Councilman Brady and adopted by the following votes:

Yeas: Councilmen Brady, Callaghan, Cooper, Gordon, Melillo, Turner, Temporary President Addonizio.

Nay: Councilman Santoro.

Temporary President Addonizio: The yeas are seven and the nay is one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Clerk is directed to deliver same to the Mayor for his approval or disapproval.

The City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage:

6-S & F-b.

ORDINANCE PROVIDING FOR THE VACATION OF AND IN ALL THAT PART OF EMPIRE STREET, EXTENDING FROM THE STATE HIGHWAY ROUTE 22 EASTERLY APPROACH RAMP TO A POINT 475 FEET, MORE OR LESS, EASTERLY AND FOR THE VACATION, RELEASE AND EXTINGUISHMENT OF THE PUBLIC RIGHTS, IF ANY, OF AND IN ALL THAT PART OF EMPIRE STREET, EXTENDING FROM SAID POINT EASTERLY TO NEW JERSEY RAILROAD AVENUE, ALL AS LAID OUT 60 FEET IN WIDTH ON A MAP ENTITLED "MAP OF PROPERTY OF THE WAVERLY LAND COPANY AT WAVERLY, NEW JERSEY" AND ON A MAP ENTITLED "MAP OF PROPERTY BELONGING TO THOMAS JOHNSON, SURVEYED BY THOMPSON AND COMPANY, 1873.

A motion to adopt the ordinance on second reading and final passage was made by Councilman Melillo, seconded by Councilman Brady and adopted by the following votes:

Yeas: Councilmen Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, Temporary President Addonizio.

Temporary President Addonizio: The yeas are eight and the nays are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Clerk is directed to deliver same to the Mayor for his approval or disapproval.

The City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage.

6-S & F-c.

AN ORDINANCE TO AUTHORIZE THE CONSTRUCTION OF A VEHICLE PARKING AREA FOR THE HARRISON S. MARTLAND MEDICAL CENTER, AND TO AUTHORIZE THE ISSUANCE OF $475,000 OF BONDS TO FINANCE THE COST THEREOF, AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SAID BONDS.

A motion to defer further action on this matter was made by Councilman Cooper, seconded by Councilman Gordon and adopted by the following votes:

Yeas: Councilmen Brady, Cooper, Gordon, Melillo, Santoro, Turner, Temporary President Addonizio.

Nay: Councilman Callaghan.

The City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage:

6-S & F-d.

AN ORDINANCE APPROPRIATING $1,310,000. TO FINANCE IMPROVEMENTS TO THE WATER SUPPLY SYSTEM OF THE CITY OF NEWARK, AND AUTHORIZING THE ISSUANCE OF BONDS TO MEET SUCH APPROPRIATION, AND THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SAID BONDS.

A motion to adopt the ordinance on second reading and final passage was made by Councilman Brady, seconded by Councilman Gordon.

Councilman Melillo stated that upon roll call on this ordinance he would pass. However, if his vote was required for adoption, he requested to be re-polled. He cited the reason was that he was not a member of the Council when the original appropriation was made.

Temporary President Addonizio said he also was not a member of the Municipal Council when the original ordinance was formulated. He asserted he had toured the watershed on various occasions and felt this emergency would have been unnecessary if the contractors had employed better management ability. Temporary President Addonizio pointed out that many of the allegations he had made were substantiated in the report submitted by the City Clerk's Staff. However, he felt the defeat of the present ordinance would not save the City any money because of the increased costs that would be brought about by securing new bids. He added that although he felt the relocating of the dirt road and the matter of increased costs for special concrete piping were costs that could have been reduced, because of the overall picture he would vote in favor of the adoption of this ordinance. Temporary President Addonizio also commented that at the Council Conference yesterday Mayor Carlin assured the Council he would check into this matter very thoroughly.

Councilman Callaghan said that as a member of the former Council, he had opposed the original appropriation when it was proposed three years ago. He said the City Clerk's Staff report substantiated many of his findings. Councilman Callaghan added that he too visited the watershed on many occasions and upon investigation found that the road which is to cost $300,000.00 has practically zero traffic and on heavy traffic days there are approximately five cars per day thereon. He pointed out at one time the City of Newark asked Rockaway Township what they intended to do with the road and the Township officials said that the road would be abandoned. Councilman Callaghan said it should be noted that the engineers who sat in on negotiations with freeholders and minor municipal officials, had participated in negotiations on which they would receive a percentage of the money spent on improvements. He said he had been opposed to the ordinance before and will oppose the present ordinance.

Councilman Brady said he would like the record to note that Councilman Callaghan meant the private engineering firm rather than the city engineers when he spoke of the increased money to be spent.

Councilman Callaghan said that was correct.

Councilman Cooper commented she was not a member of the Council when the original appropriation was made, and felt there should have been a more binding clause in the contract to hold the contractors to the $8,500,000.00. However, at this point since the City has spent over $4,000,000.00 on this project and in view of the fact that we have been told new bids can cost the City over $200,000.00, she said she would vote in favor of the ordinance.

Councilman Callaghan questioned where the information comes from that the City will lose money if this appropriation is not granted.

Chief Analyst Burnett said this information comes from the Business Administrator and the engineering firm concerned.

Councilman Melillo said it should be pointed out that the Council has gone on record as recommending to Administration that in the future, wherever possible, firms should be engaged on a flat fee basis rather than on a percentage basis.

Councilman Callaghan said that many architectural and engineering firms will not operate on a flat fee basis.

The City Clerk called the roll for the adoption of this ordinance.

Yeas: Councilmen Brady, Cooper, Gordon, Temporary President Addonizio.

Nays: Councilmen Callaghan, Santoro.

Not Voting: Councilmen Melillo, Turner.

At this point Councilman Melillo requested his vote be changed to yea. Councilman Turner requested his vote be changed to yea.

The roll being called the motion to adopt the ordinance on second reading and final passage was declared adopted by the following votes:

Yeas: Councilmen Brady, Cooper, Gordon, Melillo, Turner, Temporary President Addonizio.

Nays: Councilmen Callaghan, Santoro.

Temporary President Addonizio: The yeas are six and the nays are two. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Clerk is directed to deliver same to the Mayor for his approval or disapproval.

The City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage:

6-S & F-e.

AN ORDINANCE AMENDING SECTION 17.2 OF ARTICLE I OF CHAPTER 17, MOTOR VEHICLES AND TRAFFIC, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED AND SUPPLEMENTED.

(This amending ordinance would add Parker Street, from Bloomfield Avenue to Verona Avenue; and Ridge Street; from Bloomfield Avenue to Verona Avenue, to the now existing ordinance which limits the use of streets to certain classes of vehicles - delivery trucks, etc.)

(Copy of ordinance submitted to each member of the Council)

(Communication received from Division of Motor Vehicles)

(Awaiting approval from Director of Division of Motor Vehicles)

(Hearing on this ordinance was held and closed)

(Tabled to January 7, 1959 meeting)

(Law Department and Traffic Engineer meeting with representatives of the New Jersey State Department of Motor Vehicles and Traffic)

A motion to table this ordinance was made by Councilman Brady, seconded by Councilman Santoro and adopted by the following votes:

Yeas: Councilmen Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, Temporary President Addonizio.

6-V-1. FOR CONSIDERATION.

AN ORDINANCE TO AMEND SECTIONS 2.3. AND 2.4. OF "AN ORDINANCE TO AMEND ARTICLE I (IN GENERAL) AND ARTICLE II (RULES OF PROCEDURE AND SALARIES) OF CHAPTER TWO OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, ADOPTED DECEMBER 17, 1958, REJECTED BY MAYOR CARLIN DECEMBER 18, 1958.

The City Clerk stated that action taken on Ordinance 6-F-d, page 5 in the minutes of this meeting automatically tables this ordinance.

HEARINGS OF CITIZENS.

6-HC-a.

MR. ARTHUR FISHBEIN, 282 CHANCELLOR AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council on the subject "PHYSICAL EXAMINATIONS FOR CITY EMPLOYEES and PORT AUTHORITY LICENSES."

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.

RESOLUTION RESCINDING RESOLUTION 7-R-c. DECEMBER 3, 1958, AS SALE OF CITY-OWNED PROPERTY AT 9-11 CROWN STREET, BLOCK 4072, LOT 19, WAS CONTRARY TO THE STATUTORY PROVISIONS.

Councilman Brady stated because of the Law Department's decision on this matter he felt a full Council should be present to vote on this resolution. He therefore moved to defer action on this resolution. The motion was seconded by Temporary President Addonizio and adopted by the following votes:

Yeas: Councilmen Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, Temporary President Addonizio.

7-R-b.

RESOLUTION ACCEPTING BID OF VINCENT CARUSO FOR PURCHASE OF CITY-OWNED PROPERTY AT 9-11 CROWN STREET, BLOCK 4072, LOT 19, FOR $1,500.00.

A motion to defer action on this resolution was made by Councilman Brady, seconded by Temporary President Addonizio and adopted by the following votes:

Yeas: Councilmen Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, Temporary President Addonizio.

7-R-c.

Councilman Brady presented and moved RESOLUTION AUTHORIZING THE DIRECTOR OF FINANCE TO MAKE PAYMENT OF $1,250.00 TO JOHN BLOSS, NEW BRUNSWICK, UPON RECEIPT OF PROPER RELEASE, IN SETTLEMENT OF CLAIM OF INJURY SUSTAINED WHEN STRUCK BY A TRAFFIC STANCHION STANDING ON STREET AT INTERSECTION OF WASHINGTON AND WILLIAM STREETS, based upon the recommendation of the Law Department.

The motion was seconded by Councilman Cooper and the roll being called, the resolution was adopted by the following votes:

Yeas: Councilmen Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, Temporary President Addonizio.

7-R-d.

EMERGENCY RESOLUTION APPROPRIATING $1,918.00 FOR "OTHER EXPENSES - 'B' - SERVICE BY CONTRACT OR AGREEMENT", DEPARTMENT OF HEALTH AND WELFARE, MARTLAND MEDICAL CENTER, TO PROVIDE FUNDS FOR EMERGENCY ELECTRICAL REPAIRS.

A motion to return this resolution to Administration since it is not legally possible for the Council to appropriate 1958 funds in 1959 was made by Councilman Brady, seconded by Councilman Santoro and adopted by the following votes:

Yeas: Councilmen Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, Temporary President Addonizio.

7-R-e.

EMERGENCY RESOLUTION APPROPRIATING $5,000.00 FOR "SALARIES AND WAGES - OVERTIME", DEPARTMENT OF PUBLIC WORKS, BUREAU OF SEWERS, TO PROVIDE FUNDS FOR OVERTIME DUE TO STOPPAGE IN SEWERS AND CATCH BASINS CAUSED BY HEAVY RAINS.

A motion to return this resolution to Administration since it is not legally possible for the Council to appropriate 1958 funds in 1959 was made by Councilman Brady, seconded by Councilman Santoro and adopted by the following votes:

Yeas: Councilmen Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, Temporary President Addonizio.

7-R-f.

EMERGENCY RESOLUTION APPROPRIATING $2,000.00 FOR "SALARIES AND WAGES - OVERTIME", DEPARTMENT OF PUBLIC WORKS, PARKS AND GROUNDS, TO PROVIDE FUNDS FOR OVERTIME DUE TO DAMAGE TO TREES ON ACCOUNT OF STORMY WEATHER.

A motion to return this resolution to Administration since it is not legally possible for the Council to appropriate 1958 funds in 1959 was made by Councilman Brady, seconded by Councilman Santoro and adopted by the following votes:

Yeas: Councilmen Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, Temporary President Addonizio.

7-R-g.

RESOLUTION AUTHORIZING THE DIRECTOR OF THE DEPARTMENT OF PUBLIC WORKS TO EXECUTE A LEASE (RENEWAL) WITH THE ROSEVILLE STORAGE COMPANY FOR THE USE OF PREMISES 207-211 WEST MARKET STREET, AT AN ANNUAL RENTAL OF $5,400.00, FROM FEBRUARY 1, 1959 TO JANUARY 31, 1960.

A motion to defer action on this resolution until Council meets with Dr. Haskin and Business Administrator Rinaldi on January 13, 1959, was made by Councilman Gordon, seconded by Councilman Cooper and adopted by the following votes:

Yeas: Councilmen Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, Temporary President Addonizio.

7-R-h.

Councilman Brady presented and moved RESOLUTION AUTHORIZING CITY TREASURER TO REFUND $25.00 TO MAURICE M. PRESSLER, ATTORNEY FOR CONRAD GERSTNER, FOR FINE IMPOSED BY MUNICIPAL COURT AND ON APPEAL TO THE ESSEX COUNTY COURT, JUDGMENT OF CONVICTION WAS REVERSED.

The motion was seconded by Councilman Cooper and the roll being called, the resolution was adopted by the following votes:

Yeas: Councilmen Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, Temporary President Addonizio.

7-R-i.

Councilman Santoro presented and moved RESOLUTION CANCELLING YEAR 1929 PERSONAL PROPERTY TAXES FOR 827 INDIVIDUALS TOTALLING $3,796.20, REASON - MOVED - CANNOT BE LOCATED.

The motion was seconded by Councilman Melillo and the roll being called, the resolution was adopted by the following votes:

Yeas: Councilmen Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, Temporary President Addonizio.

7-R-j.

Councilman Gordon presented and moved RESOLUTION AUTHORIZING ISSUANCE OF BOND ANTICIPATION NOTES IN THE AMOUNT OF $52,000, PURSUANT TO AN ORDINANCE

ADOPTED NOVEMBER 24, 1958 "APPROPRIATING $55,000 FOR THE ACQUISITION OF LAND IN THE IRONBOUND AREA OF NEWARK AND THE IMPROVEMENT OF SUCH LAND FOR USE AS A PLAYGROUND AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SUCH APPROPRIATION AND THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

The motion was seconded by Temporary President Addonizio and the roll being called, the resolution was adopted by the following votes:

Yeas: Councilmen Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, Temporary President Addonizio.

7-R-k.

Councilman Melillo presented and moved RESOLUTION APPOINTING BYRON J. SHEARE AND VINCENT J. BOVE SPECIAL POLICEMEN FOR A TERM ENDING DECEMBER 31, 1959.

The motion was seconded by Councilman Brady and the roll being called, the resolution was adopted by the following votes:

Yeas: Councilmen Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, Temporary President Addonizio.

7-R-l.

Councilman Melillo presented and moved RESOLUTION APPOINTING SEVEN (7) CONSTABLES FOR THE YEAR 1959.

The motion was seconded by Councilman Brady and the roll being called, the resolution was adopted by the following votes:

Yeas: Councilmen Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, Temporary President Addonizio.

7-R-m.

Councilman Melillo presented and moved RESOLUTION APPROVING BONDS FOR 6 CONSTABLES FOR THE YEAR 1959.

The motion was seconded by Councilman Brady and the roll being called, the resolution was adopted by the following votes:

Yeas: Councilmen Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, Temporary President Addonizio.

MOTIONS.

None.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

None.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

9-a.

COPY OF COMMUNICATION ADDRESSED TO PURCHASING AGENT HERBERT M. GLADSTONE, FROM OLSHAN OFFICE FURNITURE COMPANY, 988 BROAD STREET, RECEIVED NOVEMBER 21, 1958, PROTESTING THE AWARD FOR FIVE DESKS CLAIMING THEY WERE THE LOW BIDDER ON EQUIPMENT WHICH IS EQUAL AND ASKING THAT BID BE RECONSIDERED.
(Report from Business Administrator Rinaldi)

The City Clerk stated the Business Administrator had informed the Council this matter is being studied further and no award had yet been made.

A motion that this communication be received and placed on file was made by Councilman Gordon, seconded by Councilman Cooper and adopted by the following votes:

Yeas: Councilmen Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, Temporary President Addonizio.

9-b.

OPINION FROM CORPORATION COUNSEL TORPPEY WITH RESPECT TO CONFLICT OF INTERESTS IN CONNECTION WITH MUNICIPAL OFFICERS AND EMPLOYEES.
(Copy of letter from Mayor and opinion from Corporation Counsel submitted to each member of the Council)

A motion to defer action on this matter was made by Councilman Cooper, seconded by Councilman Melillo and adopted by the following votes:

Yeas: Councilmen Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, Temporary President Addonizio.

9-c.

REPORT FROM COUNCILMAN BRADY ON WORKMEN'S COMPENSATION STUDY OF COMPARISONS.

Councilman Brady reported progress and the study will be continued.

A motion to accept the report was made by Councilman Santoro, seconded by Councilman Gordon and adopted by the following votes:

Yeas: Councilmen Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Temporary President Addonizio.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a.

The City Clerk reported the following Bingo and Raffles Licenses were issued from December 13, 1958 to December 30, 1958:

BINGO LICENSES

LICENSEE	LICENSE NO.
St. Antoninus Church - Holy Name Society	1359
Newark Auxiliary - Essex County Rescue Squad	1409
Holy Trinity Church	1456

RAFFLES LICENSES

LICENSEE	LICENSE NO.
Jennie Danzis Cultural Club	1455
Alanon Association, Inc.	1457
St. Antoninus Church, Rosary Altar Society	1458
Rosary Society - Blessed Sacrament Church	1459
Sisterhood of Young Israel	1460

A motion to concur in the report was made by Councilman Gordon, seconded by Councilman Cooper and adopted by the following votes:

Yeas: Councilmen Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, Temporary President Addonizio.

RELEASES.

None.

ADJOURNMENT.

12.

A motion to adjourn this meeting was made by Councilman Gordon, seconded by Councilman Brady and adopted by the following votes:

January 7, 1959

Yeas: Councilmen Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, Temporary President Addonizio.

This meeting adjourned at 9:00 P.M.

Approved:

Harry S. Reichenstein	Frank Addonizio
City Clerk	Temporary President

A

Newark, New Jersey, January 21, 1959

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 8:00 P.M.

The audience arose for the National Anthem.

The prayer was offered by Reverend George J. Mardonia, Pastor, Waverly Park Presbyterian Church.

President Bontempo called the meeting to order and asked for roll call.

Present: Councilmen Addonizio, Cooper, Gordon, Melillo, Santoro, President Bontempo, City Clerk Harry S. Reichenstein, Clerk of the Council; Sergeant Walter A. Debold, Sergeant-at-Arms.

Absent: Councilmen Brady, Callaghan, Turner.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

4-a.

The City Clerk presented ANNUAL REPORT OF NEWARK SINKING FUND COMMISSION FOR THE YEAR 1958.

A motion that the report be received and placed on file was made by Councilman Addonizio, seconded by Councilman Gordon and adopted by the following votes:

Yeses: Councilmen Addonizio, Cooper, Gordon, Melillo, Santoro, President Bontempo.

4-b.

The City Clerk presented REPORT OF IVY HAVEN, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTH OF DECEMBER, 1958.

A motion that the report be received and placed on file was made by Councilman Cooper, seconded by Councilman Melillo and adopted by the following votes:

Yeses: Councilmen Addonizio, Cooper, Gordon, Melillo, Santoro, President Bontempo.

4-c.

The City Clerk presented REPORT OF CITY CLERK FOR THE MONTH OF DECEMBER, 1958.

A motion that the report be received and placed on file was made by Councilman Addonizio, seconded by Councilman Santoro and adopted by the following votes:

Yeses: Councilmen Addonizio, Cooper, Gordon, Melillo, Santoro, President Bontempo.

4-d.

The City Clerk presented ANNUAL REPORT OF CITY CLERK FOR THE YEAR 1958.

A motion that the report be received and placed on file was made by Councilman Addonizio, seconded by Councilman Santoro and adopted by the following votes:

Yeses: Councilmen Addonizio, Cooper, Gordon, Melillo, Santoro, President Bontempo.

At this point, Councilman Turner took his seat.

4-e.

The City Clerk presented REPORTS OF MUNICIPAL COURTS, PARTS 1, 2 AND 5, FOR THE MONTH OF DECEMBER, 1958.

A motion that the report be received and placed on file was made by Councilman Addonizio, seconded by Councilman Santoro and adopted by the following votes:

Yeses: Councilmen Addonizio, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-f.

The City Clerk presented REPORT OF DIVISION OF BUILDINGS, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTH OF DECEMBER, 1958.

A motion that the report be received and placed on file was made by Councilman Addonizio, seconded by Councilman Melillo and adopted by the following votes:

Yeses: Councilmen Addonizio, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-g.

The City Clerk presented REPORT OF RECEIPTS AND DISBURSEMENTS, DEPARTMENT OF FINANCE, FOR THE MONTH OF DECEMBER, 1958.

A motion that the report be received and placed on file was made by Councilman Addonizio, seconded by Councilman Melillo and adopted by the following votes:

Yeses: Councilmen Addonizio, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

PENDING BOARD OF ADJUSTMENT APPLICATIONS.

None.

BOARD OF ADJUSTMENT APPLICATIONS.

4-A-1.

The City Clerk read APPLICATION OF MILDRED SOMMER, OWNER; FOR THE ADDITION TO EXISTING BUILDING USED FOR STORAGE OF REFRACTORY MATERIALS IN A 3RD RESIDENCE DISTRICT; ON PREMISES 12-14 BRINSMAID PLACE.

(Vote of Board of Adjustment 3-1. No objectors)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Gordon, seconded by Councilman Cooper and adopted by the following votes:

Yeses: Councilmen Addonizio, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-A-2.

The City Clerk read APPLICATION OF CENTRAL CADILLAC, INC. (C.H. & M.G. SMITH, OWNERS UNDER CONTRACT TO PURCHASE); FOR THE ESTABLISHMENT OF SERVICE DEPARTMENT FOR NEW AND USED CARS OF CENTRAL CADILLAC, INC., IN A 2ND INDUSTRIAL DISTRICT; ON PREMISES 83-93 HARTFORD ST., 65-79 MORRIS AVE. AND 382 NEW STREET.

(Vote of Board of Adjustment 4-0. No objectors)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Addonizio, seconded by Councilman Cooper and adopted by the following votes:

Yeses: Councilmen Addonizio, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-A-3.

The City Clerk read APPLICATION OF PARKING AUTHORITY, CITY OF NEWARK, OWNER UNDER CONTRACT TO PURCHASE; FOR THE ESTABLISHMENT OF A 24-HOUR METERED PARKING STATION IN A 2ND BUSINESS DISTRICT; ON PREMISES 463 SPRINGFIELD AVENUE; ON CONDITION THAT THE DRIVEWAY ON SPRINGFIELD AVENUE BE USED FOR INGRESS ONLY.

(Vote of Board of Adjustment 4-0. 1 objector)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

MR. WILLIAM R. MESTICE, 247 BROADWAY, NEWARK, NEW JERSEY, said he was the owner of two properties on Springfield Avenue and stated his main objection to the proposed parking area was that the entrance was on Springfield Avenue and would interfere with business and traffic on that street. He suggested the entrance be on Waverly Avenue.

MR. GEORGE KESSELHAUT, 786 BROAD STREET, NEWARK 2, NEW JERSEY, Counsel for the Parking Authority of the City of Newark, spoke in favor of the granting of this application. He said of 96 people noticed, there was but one objector, and if the recommendations of Mr. Mestice were carried out, it would create a hazardous and chaotic condition. He added that Mr. Sam Feldman, Chairman, and other members of the Springfield Avenue Association were present in the audience and were in favor of this project

A motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Santoro, seconded by Councilman Cooper and adopted by the following votes:

Yeses: Councilmen Addonizio, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-A-4.

The City Clerk read APPLICATION OF NEWARK BOARD OF EDUCATION, OWNER; FOR THE ADDITION TO EXISTING SCHOOL BUILDING EXCEEDING REAR AND SIDE YARD REQUIREMENTS AND FRONT YARD REQUIREMENTS ON NORTH 7TH STREET, IN A 2ND RESIDENCE DISTRICT; ON PREMISES 291-313 NORTH 7TH STREET.

(Vote of Board of Adjustment 4-0. No objectors)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Melillo, seconded by Councilman Addonizio.

Under remarks, Councilman Melillo stated as a citizen he played a part in bringing this new wing at Garfield School into fruition and is very gratified tonight as a member of the governing body to have a hand in the final action that is necessary in order for the Board of Education actually to start building this new school edifice.

Councilman Addonizio agreed with Councilman Melillo's statement and on behalf of Councilman Santoro and himself, both being members of the Board of School Estimate, heartily concurred with this action.

The roll being called, the motion to close the hearing and concur in the recommendations of the Board of Adjustment, was adopted by the following votes:

Yeses: Councilmen Addonizio, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

REPORTS OF COMMITTEES.

5-a.

COUNCIL COMMITTEE TO STUDY THE FAULKNER ACT.

(Councilmen Santoro, Brady, Callaghan)

Chairman Santoro reported progress.

A motion to accept the report was made by Councilman Gordon, seconded by Councilman Addonizio and adopted by the following votes:

Yeses: Councilmen Addonizio, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-b.

COUNCIL STUDY COMMITTEE FOR REVISION AND AMENDMENT OF THE CODE.

(Councilmen Gordon, Addonizio, Cooper)

Chairman Gordon reported progress. A meeting has been scheduled for Thursday, February 5th, 1959, at 10:00 A.M.

A motion to accept the report was made by Councilman Addonizio, seconded by Councilman Santoro and adopted by the following votes:

Yeses: Councilmen Addonizio, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-e.

COUNCIL COMMITTEE TO STUDY THE PROPOSALS OFFERED BY MAYOR CARLIN AND THE PARKING AUTHORITY TO PROVIDE FOR THREE PARKING PROJECTS IN THE DOWNTOWN AREA.

(Councilmen Gordon, Addonizio, Melillo)

Chairman Gordon reported progress and stated a further meeting of this Committee has been set for Monday, January 26th, 1959, at 3:00 P.M.

A motion to accept the report was made by Councilman Addonizio, seconded by Councilman Cooper and adopted by the following votes:

Yeses: Councilmen Addonizio, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Bontempo called for ordinances on first reading.

6-F-a.

The City Clerk read AN ORDINANCE CREATING THE POSITIONS OF DIRECTOR AND ASSISTANT DIRECTOR IN THE NEWARK COMMISSION FOR NEIGHBORHOOD CONSERVATION AND REHABILITATION AND ESTABLISHING THE SALARIES THEREFOR.

(Director $7,000. - $9,000.

Assistant Director $6,000. - $7,000.)

(Copy of ordinance submitted to each member of the Council)

(Council met with Business Administrator Rinaldi, Miss Agnes Coleman and Planning Officer Oberlander December 9, 1958)

(Council met with Mayor Carlin January 13, 1959)

A motion that further action on this ordinance be deferred at this time, was made by Councilman Gordon, seconded by Councilman Addonizio and adopted by the following votes:

Yeses: Councilmen Addonizio, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

6-F-b.

The City Clerk read AN ORDINANCE TO REPEAL "AN ORDINANCE CREATING THE POSITION OF COORDINATOR IN THE NEWARK COMMISSION ON NEIGHBORHOOD CONSERVATION AND REHABILITATION AND ESTABLISHING THE SALARY THEREFOR", ADOPTED ON SEPTEMBER 18, 1957.

(Copy of ordinance submitted to each member of the Council)

(Council met with Business Administrator Rinaldi, Miss Agnes Coleman and Planning Officer Oberlander December 9, 1958)

(Council met with Mayor Carlin January 13, 1959)

A motion that further action on this ordinance be deferred at this time, was made by Councilman Gordon, seconded by Councilman Addonizio and adopted by the following votes:

Yeses: Councilman Addonizio, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

PUBLIC HEARING ON ORDINANCES AS ADVERTISED.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, this being the date and time set therefor.

6-Ph-a.

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE ESTABLISHING SALARIES OF CERTAIN EMPLOYEES IN THE DEPARTMENT OF HEALTH AND WELFARE AND IN THE DEPARTMENT OF PUBLIC WORKS," ADOPTED NOVEMBER 5, 1958.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 1 of an ordinance entitled, "An ordinance establishing salaries of certain employees in the Department of Health and Welfare and in the Department of Public Works," adopted November 5, 1958, be and the same is hereby amended as follows:

"Section 1. There is hereby established in the Department of Health and Welfare and in the Department of Public Works, annual salaries of certain employees as set forth opposite each title as follows:

Position	Number of work hours per week	Salary Effective as of	Annual Salary
Carpenter	35	6-1-58	$7,553.00
Painter	35	9-1-58	6,734.00
Mason & Plasterer Foreman	35	9-1-58	8,736.00
Carpenter Foreman	35	6-1-58	8,463.00"

Section 2. Any part of any existing ordinance inconsistent with this ordinance is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with law.

President Bontempo called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

No one appearing, President Bontempo entertained the motion that the hearing in this matter be closed and a motion to close the hearing was made by Councilman Santoro, seconded by Councilman Addonizio and adopted by the following votes:

Yeses: Councilmen Addonizio, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, this being the date and time set therefor.

6-Ph-b.

AN ORDINANCE TO AMEND SECTIONS 2.3. AND 2.4. OF "AN ORDINANCE TO AMEND ARTICLE I (IN GENERAL) AND ARTICLE II (RULES OF PROCEDURE AND SALARIES) OF CHAPTER TWO OF THE REVISED ORDINANCES OF THE CITY OF NEWARK.

BE IT ORDAINED by the Municipal Council of the City of Newark, New Jersey:

Sections 2.3. and 2.4. of Article II of Chapter Two of The Revised Ordinances of the City of Newark, New Jersey, be and the same are hereby amended to read as follows:

Sec. 2.3. Salary of Members of the Council

The compensation of the Members of the Municipal Council shall be ($7,500.00) Seventy-five hundred dollars annually and said salaries shall be effective as of July 1, 1962, and shall be paid as all other salaries are paid. The Members of the Municipal Council shall also be paid an annual secretarial allowance of ($2,500.00) Twenty-five hundred dollars, which shall be paid in semi-annual installments of($1,250.00) Twelve hundred fifty dollars on January 1 and July 1 of each year.

Sec. 2.4. Salary of the President of the Council

The President of the Municipal Council by virtue of his additional duties shall receive an additional compensation of ($1,000.00) One thousand dollars annually to be paid as all other salaries are paid.

This ordinance shall become effective July 1, 1962.

President Bontempo called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

MR. ARTHUR FISHBEIN, 282 CHANCELLOR AVENUE, NEWARK, NEW JERSEY, spoke in opposition to the ordinance.

No one else appearing, President Bontempo entertained the motion that the hearing in this matter be closed and a motion to close the hearing was made by Councilman Addonizio, seconded by Councilman Cooper and adopted by the following votes:

Yeses: Councilmen Addonizio, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Bontempo called for ordinances on second reading and final passage.

The City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage:

6-S & F-a.

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "AN ORDINANCE ESTABLISHING SALARIES OF CERTAIN EMPLOYEES IN THE DEPARTMENT OF HEALTH AND WELFARE AND IN THE DEPARTMENT OF PUBLIC WORKS," ADOPTED NOVEMBER 5, 1958.

A motion to adopt the ordinance on second reading and final passage was made by Councilman Santoro, seconded by Councilman Addonizio and adopted by the following votes:

Yeses: Councilmen Addonizio, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Clerk is directed to deliver same to the Mayor for his approval or disapproval.

The City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage:

6-S & F-b.

AN ORDINANCE TO AMEND SECTIONS 2.3. AND 2.4. OF "AN ORDINANCE TO AMEND ARTICLE I (IN GENERAL) AND ARTICLE II (RULES OF PROCEDURE AND SALARIES) OF CHAPTER TWO OF THE REVISED ORDINANCES OF THE CITY OF NEWARK.

A motion to defer action on this ordinance in view of the fact that the maker of the motion to introduce the ordinance is not present, was made by Councilman Melillo, seconded by Councilman Cooper and adopted by the following votes:

Yeses: Councilmen Addonizio, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

The City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage:

6-S & F-c.

AN ORDINANCE TO AUTHORIZE THE CONSTRUCTION OF A VEHICLE PARKING AREA FOR THE HARRISON S. MARTLAND MEDICAL CENTER, AND TO AUTHORIZE THE ISSUANCE OF $475,000. OF BONDS TO FINANCE THE COST THEREOF, AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SAID BONDS.

A motion to adopt the ordinance on second reading and final passage was made by Councilman Cooper, seconded by Councilman Gordon.

Upon a request made by Councilman Addonizio to defer this matter, the maker and seconder withdrew their motion in deference to Councilman Addonizio.

A motion to defer action on the ordinance until the next meeting of the Council, was made by Councilman Addonizio, seconded by Councilman Turner.

Councilman Addonizio said there were a few aspects of this ordinance he would like to check. According to the Staff report, the cost of each car space would be $1,250.00 and he believed this figure to be excessive. Councilman Addonizio added he would also like to check several other items before acting on this ordinance.

The roll being called, the motion to defer action on the ordinance was adopted by the following votes:

Yeses: Councilmen Addonizio, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

HEARINGS OF CITIZENS.

6-HC-a.

MR. DANIEL GREEN, REPRESENTING THE SUMMER PLACE CITIZENS COMMITTEE, who was scheduled to appear could not do so due to his wife's illness.

In his place, MRS. MARGARET LORDI, 41 LINCOLN AVENUE, NEWARK, NEW JERSEY, REPRESENTING THE SUMMER PLACE SCHOOL CITIZENS COMMITTEE, urged the Council to request the Board of Education not to close the Summer Place School.

Councilman Melillo assured Mrs. Lordi this action would be taken under the item "Motions" on this Calendar. He explained to Mrs. Lordi, that the Board of Education is an autonomous body and that the governing body can only make recommendations, that the final decision rests with the Board of Education.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a.

RESOLUTION RESCINDING RESOLUTION 7-R-c. DECEMBER 3, 1958, AS SALE OF CITY-OWNED PROPERTY AT 9-11 CROWN STREET, BLOCK 4072, LOT 19, WAS CONTRARY TO THE STATUTORY PROVISIONS.

A motion to defer further action on this resolution at this time, was made by Councilman Addonizio, seconded by Councilman Santoro and adopted by the following votes:

Yeses: Councilmen Addonizio, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-b.

RESOLUTION ACCEPTING BID OF VINCENT CARUSO FOR PURCHASE OF CITY-OWNED PROPERTY AT 9-11 CROWN STREET, BLOCK 4072, LOT 19, FOR $1,500.00.

A motion to defer further action on this resolution at this time, was made by Councilman Addonizio, seconded by Councilman Santoro and adopted by the following votes:

Yeses: Councilmen Addonizio, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-c.

Councilman Gordon presented and moved RESOLUTION AUTHORIZING THE DIRECTOR OF THE DEPARTMENT OF PUBLIC WORKS TO EXECUTE A LEASE (RENEWAL) WITH THE ROSEVILLE STORAGE COMPANY FOR THE USE OF PREMISES 207-211 WEST MARKET STREET, AT AN ANNUAL RENTAL OF $5,400.00, FROM FEBRUARY 1, 1959 TO JANUARY 31, 1960.

(Council met with Business Administrator Rinaldi and Director Haskin January 13, 1959)

The motion was seconded by Councilman Cooper and the roll being called, the resolution was adopted by the following votes:

Yeses: Councilmen Addonizio, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-d.

Councilman Addonizio presented and moved RESOLUTION AMENDING RESOLUTION #7-R-ba. JULY 23, 1958, WHICH RESOLUTION APPROVES AN OFFER BY JOHN PADOVANO TO PURCHASE CITY-OWNED PROPERTY AT 19-25 MALVERN STREET, FOR $4,500.00; AUTHORIZING ADVERTISING AND

SETTING RETURN DATE FOR FINAL BIDS.

The motion was seconded by Councilman Santoro and the roll being called, the resolution was adopted by the following votes:

Yeses: Councilmen Addonizio, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-e.

Councilman Cooper presented and moved RESOLUTION CANCELLING YEAR 1929 PERSONAL PROPERTY TAXES FOR 622 INDIVIDUALS, TOTALING $6,349.30 - REASON - MOVED - CANNOT BE LOCATED.

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was adopted by the following votes:

Yeses: Councilmen Addonizio, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-f.

Councilman Melillo presented and moved RESOLUTION AUTHORIZING THE CORPORATION COUNSEL TO EXECUTE A WARRANT OF SATISFACTION UPON THE PAYMENT OF THE SUM OF $350.00 IN SETTLEMENT OF A JUDGMENT OBTAINED BY THE CITY OF NEWARK AGAINST NICHOLAS STANGO FOR DAMAGES TO A POLICE CAR.

The motion was seconded by Councilman Santoro and the roll being called, the resolution was adopted by the following votes:

Yeses: Councilmen Addonizio, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-g.

RESOLUTION AUTHORIZING THE DIRECTOR OF HEALTH AND WELFARE TO EXECUTE A RELEASE ON RECEIPT OF THE SUM OF $125.00 FROM WARREN HIGGINS, JR., FORMERLY A PATIENT AT MARTLAND MEDICAL CENTER, AND TO EFFECT A CANCELLATION OF THE HOSPITAL LIEN.

A motion to defer action on this resolution was made by Councilman Gordon, seconded by Councilman Melillo and adopted by the following votes:

Yeses: Councilmen Addonizio, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-h.

Councilman Addonizio presented and moved RESOLUTION APPOINTING SYLVESTER JONES,

TIMOTHY JAMES RODGERS, OLIVER E. VAN HOUTEN, AND THOMAS J. SPRING SPECIAL POLICEMEN FOR A TERM ENDING DECEMBER 31, 1959.

The motion was seconded by Councilman Cooper and the roll being called, the resolution was adopted by the following votes:

Yeses: Councilmen Addonizio, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-i.

Councilman Addonizio presented and moved RESOLUTION AUTHORIZING THE DIRECTOR OF FINANCE TO REFUND THE TOTAL SUM OF $20.16 TO 6 CONTRACTORS FOR BUILDING AND ELECTRICAL PERMITS, NO WORK DONE ON PROPERTIES AND PERMITS CANCELLED.

The motion was seconded by Councilman Cooper and the roll being called, the resolution was adopted by the following votes:

Yeses: Councilmen Addonizio, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-j.

Councilman Addonizio presented and moved RESOLUTION RE-ESTABLISHING PETTY CASH ACCOUNTS IN VARIOUS CITY AGENCIES FOR THE YEAR 1959.

The motion was seconded by Councilman Cooper and the roll being called, the resolution was adopted by the following votes:

Yeses: Councilmen Addonizio, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-k.

Councilman Santoro presented and moved RESOLUTION AUTHORIZING THE DIRECTOR OF HEALTH AND WELFARE TO ENTER INTO A LEASE (RENEWAL) WITH MARGARET MC DERMIT, OWNER OF BUILDING 396 PLANE STREET, NEWARK, AT A MONTHLY RENTAL OF $200.00, FROM MARCH 1, 1959 TO MARCH 1, 1961, SAID PREMISES TO BE USED FOR SUCH PURPOSES AS MAY BE REQUIRED BY THE DEPARTMENT OF HEALTH AND WELFARE.

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was adopted by the following votes:

Yeses: Councilmen Addonizio, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-l.

Councilman Addonizio presented and moved RESOLUTION APPOINTING TWO CONSTABLES FOR THE YEAR 1959.

The motion was seconded by Councilman Cooper and the roll being called, the resolution was adopted by the following votes:

Yeses: Councilmen Addonizio, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-m.

Councilman Addonizio presented and moved RESOLUTION APPROVING BOND FOR ONE CONSTABLE FOR THE YEAR 1959.

The motion was seconded by Councilman Cooper and the roll being called, the resolution was adopted by the following votes:

Yeses: Councilmen Addonizio, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

MOTIONS.

7-M-a.

A MOTION THAT CITY CLERK WRITE TO BOARD OF EDUCATION IN THE NAME OF THE COUNCIL REQUESTING THAT ACTION TAKEN AT ITS MEETING OF DECEMBER 23, 1958 TO CLOSE SUMMER PLACE SCHOOL BE RECONSIDERED, AND THAT PETITION PRESENTED BY SUMMER PLACE CITIZENS COMMITTEE BE FORWARDED TO THE BOARD OF EDUCATION FOR THEIR CONSIDERATION, was made by Councilman Melillo, seconded by Councilman Addonizio and adopted by the following votes:

Yeses: Councilmen Addonizio, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a.

The City Clerk presented COMMUNICATION FROM HIS HONOR, MAYOR LEO P. CARLIN, RECEIVED JANUARY 12, 1959, RENOMINATING COUNCILMAN IRVINE I. TURNER, FOR A TERM OF ONE YEAR, AND JOHN E. GUNNING, FOR A TERM OF TWO YEARS, TO THE LOCAL ASSISTANCE BOARD.

Councilman Addonizio moved to concur in the renomination of Councilman Irvine I. Turner, to the Local Assistance Board, for a term of one year.

Councilman Cooper seconded the motion.

President Bontempo: Will the Council confirm the renomination?

Yeses: Councilmen Addonizio, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The renomination is confirmed.

Councilman Addonizio moved to concur in the renomination of John E. Gunning, to the Local Assistance Board, for a term of two years.

Councilman Cooper seconded the motion.

President Bontempo: Will the Council confirm the renomination?

Yeses: Councilmen Addonizio, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The renomination is confirmed.

8-b.

The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED JANUARY 15, 1959, ENCLOSING PROPOSED "FURTHER SUPPLEMENT TO AN ORDINANCE ENTITLED 'AN ORDINANCE TO ESTABLISH THE NAMES OF CERTAIN STREETS IN THE CITY OF NEWARK'."

(This ordinance provides for the name of that part of Eighth Avenue extending from the southerly terminus of Summer Avenue to High Street, to be changed to Summer Avenue)

(Copy of ordinance submitted to each member of the Council)

A motion directing the City Clerk to place this ordinance on the February 4th, 1959 Calendar of the Municipal Council, for first reading, was made by Councilman Melillo, seconded by Councilman Addonizio and adopted by the following votes:

Yeses: Councilmen Addonizio, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

At this point, Council President Bontempo introduced and extended a welcome to Councilman Addonizio's brother, Ralph, who had just returned from Hawaii where he was serving in the Armed Forces.

PETITIONS.

8-P-a.

PETITION FROM THE SUMMER PLACE SCHOOL CITIZENS COMMUNITY COMMITTEE BEARING APPROXIMATELY 1,300 SIGNATURES REQUESTING THAT THE SUMMER PLACE SCHOOL BE KEPT OPEN.

(For action on this matter, see Item 7-M-a. on Page 14 of these minutes)

PENDING BUSINESS ON THE CALENDAR.

9-a.

OPINION FROM CORPORATION COUNSEL TORPPEY WITH RESPECT TO CONFLICT OF INTERESTS IN CONNECTION WITH MUNICIPAL OFFICERS AND EMPLOYEES.

(Copy of letter from Mayor and opinion from Corporation Counsel submitted to each member of the Council)

A motion to defer action on this matter awaiting a further report from the Corporation Counsel, was made by Councilman Cooper, seconded by Councilman Gordon and adopted by the following votes:

Yeses: Councilman Addonizio, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a.

The City Clerk reported the following Bingo and Raffles Licenses were issued from December 31st, 1958 to January 16th, 1959:

BINGO LICENSES

LICENSEE	LICENSE NO.
St. John's Ukrainian Catholic Church	1190 - Amended
St. Joseph's Spanish Church	1273 - Amended
Newark Moose Lodge #237	1443 - Amended
Congregation Ahavath Israel	1446 - Amended
Our Lady of Fatima Church	1461
Out Lady of Fatima Church	1461 - Amended
St. Peter's Chapel	1466
Sarah Ward Mother's Club	1467
Jewish National Home for Asthmatic Children	1474

RAFFLES LICENSES

LICENSEE	LICENSE NO.
Holy Rosary Society of The Immaculate Conception Church	1462
Holy Rosary Society of The Immaculate Conception Church	1463

RAFFLES LICENSES - Continued

LICENSEE	LICENSE NO.
St. Fanourios Greek Orthodox Church	1464
Sisterhood of Congregation Adas Israel	1465
Italian Holy Name Society - St. Rocco's Church	1468
Third Order of St. Francis - St. Rocco's Church	1469
St. Rocco's Church - Lega del Sacro Cuore	1470
Our Lady of Mt. Carmel Church	1471
St. Thomas Aquinas R. C. Church	1472
New Jersey Fellowship Fund for the Aged, Inc.	1473
Newark Fire Department Anchor Club, Branch #48	1475
St. Rocco's Roman Catholic Church	1476
St. Bridget's R. C. Church	1477
Junior Women's Auxiliary of Columbus Hospital	1478
Rosary Altar Society - Sacred Heart Cathedral	1479

A motion to concur in the report was made by Councilman Addonizio, seconded by Councilman Santoro and adopted by the following votes:

Yeses: Councilmen Addonizio, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

RELEASES.

None.

ADJOURNMENT.

12.

A motion to adjourn this meeting was made by Councilman Gordon, seconded by Councilman Santoro and adopted by the following votes:

Yeses: Councilmen Addonizio, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

This meeting adjourned at 9:00 P.M.

Approved:

Harry S. Reichenstein
City Clerk

Michael A. Bontempo
President

p

Newark, New Jersey, February 4, 1959

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey at 8:45 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend William H. Gray, Old First Presbyterian Church.

President Bontempo called the meeting to order and asked for roll call.

Present: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo, City Clerk Harry S. Reichenstein, Clerk of the Council; Sergeant Joseph J. Manghisi, Sergeant-at-Arms.

The City Clerk explained to the audience that the Council had been detained because of an executive meeting which had been held in the Council offices.

At this point Councilman Santoro asked President Bontempo if the Council had been informed of the appointment of an Acting Mayor in the absence of Mayor Carlin.

President Bontempo replied he had received no such information and upon questioning the City Clerk he replied there was no communication received on this subject.

Councilman Santoro read from N. J. S. A. 40:69A-42 pertaining to designation of an Acting Mayor in the absence of the Mayor. He felt the law was not clear as to whether the Mayor is required to forward any communication on the appointment of an Acting Mayor to the Governing Body.

Councilman Gordon said it was unfair to raise this issue unless the Council had concrete proof that an Acting Mayor had not been designated. He pointed out it was common knowledge the Mayor is not incapacitated and felt the entire question was an improper one.

Councilman Brady suggested the Council communicate with the Mayor to find out if an Acting Mayor had been designated.

President Bontempo asserted the Mayor had never done so in the past on his absences from the City.

Councilman Cooper suggested the Council send a communication to the Mayor requesting him to appoint an Acting Mayor whenever he leaves the City for any length of time.

Councilman Santoro requested that the City Clerk communicate with Administration to determine if an Acting Mayor had been designated.

Councilman Gordon said he felt this entire matter was out of order, and he moved that the Council proceed with the Calendar.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

4-a. The City Clerk presented ANNUAL REPORT OF BOARD OF ALCOHOLIC BEVERAGE CONTROL FOR THE YEAR 1958.

A motion that the report be received and placed on file was made by Councilman Callaghan, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-b. The City Clerk presented COUNTY OF ESSEX BUDGET FOR THE YEAR 1959.

(Public Hearing 2/9/59)

A motion that the report be received and placed on file was made by Councilman Santoro, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-c. The City Clerk presented ESTIMATE OF EXPENDITURES FOR MAINTENANCE, REPAIR, AND OPERATION FOR THE FISCAL YEAR JANUARY 1, 1959 TO DECEMBER 31, 1959, PASSAIC VALLEY SEWERAGE COMMISSIONERS.

A motion that the report be received and placed on file was made by Councilman Brady, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-d. The City Clerk presented REPORT OF MUNICIPAL COURT, PART 6, FOR THE MONTH OF DECEMBER, 1958.

A motion that the report be received and placed on file was made by Councilman Melillo, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-e. The City Clerk presented REPORT OF ADMINISTRATION OF PUBLIC ASSISTANCE, DEPARTMENT OF HEALTH AND WELFARE, FOR THE YEAR 1958.

(Copy submitted to each member of the Council)

February 4, 1959

A motion that the report be received and placed on file was made by Councilman Cooper, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

PENDING BOARD OF ADJUSTMENT APPLICATIONS.

None.

BOARD OF ADJUSTMENT APPLICATIONS.

4-A-1. The City Clerk read APPLICATION OF R. WARD CHAUVIN, OWNER; FOR THE CONVERSION OF A 2-FAMILY DWELLING TO A 3-FAMILY DWELLING EXCEEDING THE LOT AREA PER FAMILY REQUIREMENTS IN A 2ND RESIDENCE DISTRICT; ON PREMISES 126 MAPES AVENUE.

(Vote of Board of Adjustment 4-0. No objectors)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Brady, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-A-2. The City Clerk read APPLICATION OF ELKEER CORP. (SAMUEL EIDELBERG, OWNER); FOR THE EXTENSION INTO A 1ST RESIDENCE DISTRICT OF A PRIVATE PARKING STATION OF A PROPOSED APARTMENT HOUSE LOCATED IN A 4TH RESIDENCE DISTRICT WHERE SUCH USE IS PERMITTED, ON PREMISES 795-809 ELIZABETH AVENUE.

(Vote of Board of Adjustment 3-0. 10 objectors)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Callaghan, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-A-3. The City Clerk read APPLICATION OF FRANK COTTONE, OWNER; FOR RENEWAL OF PERMIT FOR A WELDING SHOP IN A 2ND RESIDENCE DISTRICT; ON PREMISES 508-510 DELAVAN AVENUE (REAR); SUCH USE TO BE LIMITED TO THE PERIOD OF FIVE YEARS ENDING DECEMBER 9, 1963.

(Vote of Board of Adjustment 4-0. No objectors)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Melillo, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-A-4. The City Clerk read APPLICATION OF BURACK OLDSMOBILE CO., OWNER; FOR THE ESTABLISHMENT OF A USED CAR SALES LOT IN A 3RD BUSINESS AND 4TH RESIDENCE DISTRICTS; ON PREMISES 199-203 CLINTON AVENUE; SUCH USE TO BE LIMITED TO THE PERIOD ENDING FIVE YEARS FROM DATE HEREOF.

(Vote of Board of Adjustment 4-0. 2 objectors)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Turner, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

REPORTS OF COMMITTEES.

5-a. COUNCIL COMMITTEE TO STUDY THE FAULKNER ACT.

(Councilmen Santoro, Brady, Callaghan)

Chairman Santoro reported progress.

A motion to accept the report was made by Councilman Melillo, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-b. COUNCIL STUDY COMMITTEE FOR REVISION AND AMENDMENT OF THE CODE.

(Councilmen Gordon, Addonizio, Cooper)

Chairman Gordon reported a meeting is scheduled for Thursday, February 5, 1959 at 10:00 A. M. He further reported progress.

A motion to accept the report was made by Councilman Santoro, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-e. COUNCIL COMMITTEE TO STUDY THE PROPOSALS OFFERED BY MAYOR CARLIN AND THE PARKING AUTHORITY TO PROVIDE FOR THREE PARKING PROJECTS IN THE DOWNTOWN AREA.

(Councilmen Gordon, Cooper, Melillo)

Chairman Gordon reported progress.

A motion to accept the report was made by Councilman Cooper, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-f. COUNCIL COMMITTEE TO STUDY GRIEVANCE PLAN.

(Councilmen Santoro, Cooper, Melillo)

Chairman Santoro reported a meeting of this committee is scheduled for Friday, February 13, 1959 at 1:30 P. M.

A motion to accept the report was made by Councilman Addonizio, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Bontempo called for ordinances on first reading.

6-F-a. The City Clerk read AN ORDINANCE CREATING THE POSITIONS OF DIRECTOR AND ASSISTANT DIRECTOR IN THE NEWARK COMMISSION FOR NEIGHBORHOOD CONSERVATION AND REHABILITATION AND ESTABLISHING THE SALARIES THEREFOR.

(Director $7,000. - $9,000.
Assistant Director $6,000. - $7,000.)

(Copy of ordinance submitted to each member of the Council)

(Council met with Business Administrator Rinaldi, Miss Agnes Coleman and Planning Officer Oberlander December 9, 1958)

(Council met with Mayor Carlin January 13, 1959)

A motion to adopt this ordinance on first reading was made by Councilman Callaghan and seconded by Councilman Cooper.

Councilman Brady remarked he had opposed this ordinance from its introduction. He said he had the greatest respect for the sponsors of the ordinance but he was of the firm conviction that any supervisory positions such as these should be filled by promotional examination of City employees.

The motion to adopt this ordinance was adopted by the following votes:

Yes: Councilmen Callaghan, Cooper, Gordon, Melillo, Turner, President Bontempo.

No: Councilmen Addonizio, Brady, Santoro.

President Bontempo: The yeses are six and the noes are three. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 18, 1959.

6-F-b. The City Clerk read AN ORDINANCE TO REPEAL "AN ORDINANCE CREATING THE POSITION OF COORDINATOR IN THE NEWARK COMMISSION ON NEIGHBORHOOD CONSERVATION AND REHABILITATION AND ESTABLISHING THE SALARY THEREFOR", ADOPTED ON SEPTEMBER 18, 1957.

(Copy of ordinance submitted to each member of the Council)

(Council met with Business Administrator Rinaldi, Miss Agnes Coleman and Planning Officer Oberlander December 9, 1959)

(Council met with Mayor Carlin January 13, 1959)

A motion to adopt this ordinance on first reading was made by Councilman Callaghan, and seconded by Councilman Melillo.

Councilman Brady said the statement he had made in conjunction with Ordinance 6-F-a. pertains to this ordinance also and he was of the opinion

that the individual now the Acting Head of this Division should be given the opportunity to head it.

Councilman Callaghan pointed out this ordinance merely eliminates a position in the N. C. N. C. R. and the previous Ordinance 6-F-a. created two new positions for this Division.

The motion to adopt this ordinance on first reading was adopted by the following votes:

Yes: Councilmen Callaghan, Cooper, Gordon, Melillo, Turner, President Bontempo.

No: Councilmen Addonizio, Brady, Santoro.

President Bontempo: The yeses are six and the noes are three. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 18, 1959.

6-F-c. The City Clerk read A FURTHER SUPPLEMENT TO AN ORDINANCE ENTITLED, "AN ORDINANCE TO ESTABLISH THE NAMES OF CERTAIN STREETS IN THE CITY OF NEWARK".

(This ordinance provides for the name of that part of Eighth Avenue extending from the southerly terminus of Summer Avenue to High Street, to be changed to Summer Avenue)

(Copy of ordinance submitted to each member of the Council)

A motion to adopt this ordinance on first reading was made by Councilman Melillo, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 18, 1959.

6-F-d. The City Clerk read AN ORDINANCE TO AMEND "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE OFFICE OF THE CITY CLERK, AND ESTABLISHING SALARIES THEREFOR".

(This ordinance establishes salary range of Analyst $7,500. - $9,000., and Chief Accountant, City Clerk $7,500. - $9,000., effective January 1, 1959)

A motion to adopt the ordinance on first reading was made by Councilman Melillo, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 18, 1959.

6-F-e. The City Clerk read AN ORDINANCE TO AMEND SECTIONS 2.3 AND 2.4 OF "AN ORDINANCE TO AMEND ARTICLE I (IN GENERAL) AND ARTICLE II (RULES OF PROCEDURE AND SALARIES) OF CHAPTER TWO OF THE REVISED ORDINANCES OF THE CITY OF NEWARK.

(This ordinance would establish annual secretarial and expense allowance for Municipal Council at $2,500. for each Councilman, $3,000. for Council President; effective January 1, 1959)

A motion to adopt the ordinance on first reading was made by Councilman Callaghan, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Melillo, Santoro, Turner, President Bontempo.

No: Councilman Gordon.

President Bontempo: The yeses are eight and the no is one. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 18, 1959.

PUBLIC HEARING ON ORDINANCES AS ADVERTISED.

None.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Bontempo called for ordinances on second reading and final passage.

6-S & F-a. The City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage.

AN ORDINANCE TO AMEND SECTIONS 2.3 AND 2.4. OF "AN ORDINANCE TO AMEND ARTICLE I (IN GENERAL) AND ARTICLE II (RULES OF PROCEDURE AND SALARIES) OF CHAPTER TWO OF THE REVISED ORDINANCES OF THE CITY OF NEWARK.

(This ordinance would establish salaries of the Municipal Council at $7,500.00 per annum and secretarial allowance of $2,500.00 - Council President $1,000.00 additional; effective July 1, 1962)

A motion to strike the ordaining clause was made by Councilman Callaghan, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

No: Councilman Addonizio.

6-S & F-b. The City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage.

AN ORDINANCE TO AUTHORIZE THE CONSTRUCTION OF A VEHICLE PARKING AREA FOR THE HARRISON S. MARTLAND MEDICAL CENTER, AND TO AUTHORIZE THE ISSUANCE OF $475,000. OF BONDS TO FINANCE THE COST THEREOF, AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SAID BONDS.

A motion to reject this ordinance was made by Councilman Callaghan and seconded by Councilman Melillo.

Councilman Melillo said he would like to point out several things that might occur if this ordinance is adopted. In establishing a parking lot for Martland Medical Center taking in the area from Bergen Street almost to Fairmount Avenue, part of Camden Street will have to be abandoned or vacated, thereby resulting in possible damage suits by the property owners living on Camden Street

who will be deprived of free access. In addition, this lot is estimated to cost a half million dollars which estimate was based upon figures Administration promulgated some two years ago. These costs may very conceivably run into a higher figure once construction begins and the Council would be faced with another situation comparable to the Pequannock Watershed problem, with which the Council was confronted a short time ago. Originally the Council was advised that this lot would accommodate 600 cars, now it is said only 400 automobiles could be accommodated on this lot because of the rather intensive slope that exists on it.

The Council was further informed that the cost for individual car space would average $1,250.00 and may be more if the original estimates are not accurate. Councilman Melillo said in effect over a 20 year period an average appropriation of $30,000 per year would be necessary and the City would be paying in interest, over that 20 year period, a minimum of $100,000. In addition to the interest costs, there would be upkeep costs which would have to be met. He said it was his opinion that in order to adequately staff this proposed lot the City would require attendants whose costs would run between $30,000. and $50,000. per year, in addition to amortization costs plus the damage suits the City might be confronted with if the lot is erected.

Councilman Melillo remarked the Council never received from Administration an overall plan with regard to what is intended to be done with Martland Medical Center, for instance what is going to be done with the old hospital or the old Nurses Home which presently exists. He said it was his feeling that until such time that we do get such a comprehensive plan from Administration any piecemeal plan should be deferred or defeated.

The Council doesn't know whether this contemplated lot will be free or metered. If it is going to be metered, it might defeat its original purpose to provide parking accommodations for the hospital staff. If it is going to be a free lot, it is going to require many attendants. In addition, the neighbors in that area would probably take advantage of the parking facilities. A police officer may be required. It will be a 24 hour proposition to have the attendants at all times. For the reasons stated, Councilman Melillo felt this ordinance should be defeated.

Councilman Gordon remarked the things that Councilman Melillo said may all be true, but whether the lot is large enough to accommodate 10 or 600 automobiles, the only factor that will be changed according to his report would be the attendants costs. There is still the question of persons, other than those for whom the lot is intended, parking there; the problem of police officers and the question as to whether it will be metered or non-metered. Thus the arguments presented by Councilman Melillo in themselves are not good arguments against the appropriation of this money, because the problems he set forth will be present irrespective of the size of the lot.

Councilman Callaghan remarked he had been opposed to this ordinance. He felt the hospital should be turned over to a private concern and taken out of the City's hands entirely. There is a necessity for some parking facilities for doctors. He pointed out many streets in that area have No Parking signs to allow passage of traffic and he thought some of those spaces could be used for doctors and nurses without constructing a new parking lot.

He stated he knew of no private hospital in this City which has the luxury of a half million dollar parking lot. In fairness to the taxpayers of the City of Newark he said he could not vote for an ordinance appropriating money for something that the City might eventually want to get rid of. He felt the Council should sit down with Administration to work out a plan to turn the Medical Center over to a private concern, taking into consideration the rights of the hospital employees and the needs of indigent patients. Councilman Callaghan pointed out that after this request for a parking lot will come the request for a new Nurses Home and the taxpayers will be asked to contribute more for the City's budget.

Councilman Cooper stated when this ordinance was first introduced she questioned the Hospital Advisory Committee on behalf of the Council as to what their opinion was. She said she had been advised that the original citizens committee had been in favor of this parking lot because of the Master Plan idea which eventually would include a circle of all Health and Welfare agencies and units with a lot of this nature. Councilman Cooper said this evening she learned that the Mayor, through the Administrator, had asked the Advisory Committee to re-evaluate this parking area because of the report submitted by Chief Analyst Burnett. Councilman Cooper said she was in favor of deferring action on this ordinance until the Mayor returns so the Council can have, in writing, whether the Mayor is in favor of the Advisory Committee's opinion of the re-evaluation of this parking lot.

Councilman Addonizio said he felt Martland Medical Center has become a luxury that the taxpayers of Newark cannot afford. He said Administration has not presented to the Council a long-term program to inform the Council exactly

what they have in mind for this Center. He added $500,000. to be spent for this lot, plus added costs of maintenance and police protection was too exhorbitant. He maintained he would, therefore, vote against this ordinance.

Councilman Gordon pointed out Councilman Cooper said she was a proponent of this ordinance until certain information came to her attention this evening. He stated there should be verification of the oral conversation by means of a written letter to the effect that a re-evaluation is contemplated.

Councilman Gordon requested that in the event the motion to reject is defeated, the Council defer action on the ordinance. He said he was voting against the rejection because of lack of concrete evidence that the Advisory Committee has in mind a revision of the plan requested by Mayor Carlin.

Councilman Santoro stated that assuming all the remarks made by the Council are true, this ordinance would not be effective if Administration is considering a modified plan. A new ordinance would have to be drafted. He felt the proper thing to do would be to vote to reject at this time.

President Bontempo pointed out the City had built a new building, but what good is that beautiful building without a parking lot. He remarked there are doctors giving free services, as well as nurses and there are no parking facilities for them. He said the Council must consider these doctors. President Bontempo was in favor of deferring action on this matter.

Councilman Callaghan felt the Council should reject this ordinance in view of the fact that the Mayor has a revision of this lot in mind. He also wished to state publicly he feels there is a need for parking facilities for doctors. If this can be arranged without any cost, the Council can save the City $400,000.00 on this proposal.

Councilman Cooper referred to an editorial in the evening newspaper. The last paragraph stated that this entire situation will have to be looked into. She said she would not make any decisions on this because of the situation that exists at Martland Medical Center, which will be straightened out by investigation. She further said she was in favor of a deferment on this matter and not a rejection.

The motion to reject this ordinance was adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Melillo, Santoro, Turner.

No: Councilmen Brady, Cooper, Gordon, President Bontempo.

HEARINGS OF CITIZENS.

6-HC-a. MR. ARTHUR FISHBEIN, 282 CHANCELLOR AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council on the subject OFF TRACK BETTING.

6-HC-b. MR. HAROLD SCHWANKERT, 68 ALEXANDER STREET, NEWARK, NEW JERSEY, addressed the Municipal Council on the subject RAISING THE MORALE OF THE POLICE DEPARTMENT.

6-HC-c. MR. BEN CUMMINS, 1025 BROAD STREET, NEWARK, NEW JERSEY, addressed the Municipal Council on the subject CITIZENS APPEARING TO SPEAK BEFORE THE COUNCIL.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a. Councilman Addonizio presented and moved RESOLUTION RESCINDING RESOLUTION 7-R-c. DECEMBER 3, 1958, AS SALE OF CITY-OWNED PROPERTY AT 9-11 CROWN STREET, BLOCK 4072, LOT 19, WAS CONTRARY TO THE STATUTORY PROVISIONS.

Councilman Melillo said he had had some misgivings regarding the validity of this resolution. However, in view of the two opinions received by the Council from the Corporation Counsel that this is the lawful thing to do, he said he would acquiesce in the Corporation Counsel's opinion.

The motion was seconded by Councilman Brady and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Melillo, Santoro, President Bontempo.

No: Councilmen Cooper, Gordon, Turner.

7-R-b. Councilman Addonizio presented and moved RESOLUTION ACCEPTING BID OF VINCENT CARUSO FOR PURCHASE OF CITY-OWNED PROPERTY AT 9-11 CROWN STREET, BLOCK 4072, LOT 19, FOR $1,500.00.

The motion was seconded by Councilman Brady and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Melillo, Santoro, President Bontempo.

No: Councilmen Cooper, Gordon, Turner.

7-R-c. RESOLUTION AUTHORIZING THE DIRECTOR OF HEALTH AND WELFARE TO EXECUTE A RELEASE ON RECEIPT OF THE SUM OF $125.00 FROM WARREN HIGGINS, JR., FORMERLY A PATIENT AT MARTLAND MEDICAL CENTER, AND TO EFFECT A CANCELLATION OF THE HOSPITAL LIEN.

A motion to reject this resolution in light of the $850.00 settlement, was made by Councilman Gordon, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-d. Councilman Santoro presented and moved RESOLUTION CANCELLING YEAR 1929 PERSONAL PROPERTY TAXES FOR 594 INDIVIDUALS, TOTALING $5,284.93, REASON - MOVED - CANNOT BE LOCATED.

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-e. Councilman Melillo presented and moved RESOLUTION CANCELLING WATER DIVISION CHARGES OF $70.36 AND $8.65 FOR SERVICES RENDERED THE FIRE DIVISION ON VARIOUS DATES.

The motion was seconded by Councilman Cooper and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-f. Councilman Cooper presented and moved RESOLUTION AUTHORIZING THE DIRECTOR OF REVENUE TO REDUCE BY VIRTUE AND BECAUSE OF THE "FREEZE" STATUTE, THE 1958 ASSESSMENT BY THE SUM OF $900.00, FROM $9,200 TO $8,300.00 ON THE LAND AND BUILDING AT 38-40 SYNOTT PLACE, OWNED BY JOSEPH AND LILLIAN LAGO.

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-g. Councilman Gordon presented and moved RESOLUTION REFUNDING $237.00, DEPOSIT FOR A NEW HOUSE SEWER CONNECTION, TO LIPUMA ENTERPRISES, OWNERS OF PROPERTY 45 BARBARA STREET, AS IT WAS LATER FOUND THE INSTALLATION OF THE CONNECTION WAS NOT NECESSARY.

The motion was seconded by Councilman Santoro and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-h. Councilman Melillo presented and moved RESOLUTION CANCELLING YEAR 1929 PERSONAL PROPERTY TAXES FOR 200 INDIVIDUALS TOTALING $5,035.00, REASON - MOVED - CANNOT BE LOCATED.

The motion was seconded by President Bontempo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-i. RESOLUTION APPROVING OFFER BY NAT KLEINWAKS AND SAM KOBRIN, TO PURCHASE CITY-OWNED PROPERTY AT 214-216, 218, 220-222 AND 224 SCHLEY STREET, BLOCK 3733, LOTS 94, 96, 97, and 98, FOR $6,900.00; AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR FINAL BIDS.

A motion to defer action on this resolution was made by Councilman Callaghan, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-j. Councilman Addonizio presented and moved RESOLUTION CANCELLING YEAR 1929 PERSONAL PROPERTY TAXES FOR 852 INDIVIDUALS TOTALING $10,928.20, REASON - MOVED - CANNOT BE LOCATED.

The motion was seconded by Councilman Melillo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-k. RESOLUTION APPROVING OFFER BY NAT KLEINWAKS AND SAM KOBRIN, TO PURCHASE CITY-OWNED PROPERTY AT 21-23, 25-27, 29-31, 33, 35-37, 39, 41, 43-45, 47, 49, 51-53, 55, 57 STECHER STREET, BLOCK 3731A, LOTS 10, 11, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, AND 23, FOR $24,000.00; AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR FINAL BIDS.

A motion to defer action on this resolution was made by Councilman Callaghan and seconded by Councilman Melillo.

Councilman Callaghan said it should be noted that the Planning Officer had requested the Council not to sell this property and the Schley Street property (Resolution 7-R-i.) and the Council was deferring action on these sales until they meet with the Planning Officer.

The motion to defer action on this resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-l. RESOLUTION APPROVING OFFER BY JACOB CECERE TO PURCHASE CITY-OWNED PROPERTY AT 241-243 SOUTH 19TH STREET, BLOCK 1817, LOTS 11 AND 12, FOR $1,800.00; AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR FINAL BIDS.

A motion to defer action on this resolution was made by Councilman Addonizio and seconded by Councilman Cooper.

Councilman Addonizio said he had requested a deferment on this resolution because he desired time to check into certain allegations made concerning this property.

Councilman Brady said any action taken by him on voting in favor of deferment, did not indicate what his vote would be when this matter appears before the Council again.

The motion to defer action on this resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-m. President Bontempo presented and moved RESOLUTION APPROVING TWO (2) BONDS FOR CONSTABLES FOR THE YEAR 1959.

The motion was seconded by Councilman Cooper and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-n. Councilman Melillo presented and moved RESOLUTION APPOINTING SEVEN (7) CONSTABLES FOR THE YEAR 1959.

The motion was seconded by Councilman Santoro and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-o. Councilman Callaghan presented and moved EMERGENCY RESOLUTION APPROPRIATING $2,400.00 FOR SALARIES AND WAGES, WATER UTILITY BUDGET, DIVISION OF WATER SUPPLY, TO EMPLOY AN ASSISTANT CHEMIST FOR A PERIOD OF SIX MONTHS.

(Applies to 1959 Budget)

The motion was seconded by Councilman Cooper and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-p. Councilman Callaghan presented and moved EMERGENCY RESOLUTION APPROPRIATING $624,410.00 FOR SALARIES AND WAGES AND OTHER EXPENSES, DEPARTMENT OF FIRE, IN ACCORDANCE WITH ORDINANCE 6-T-c. ADOPTED MAY 7, 1958 APPOINTING ADDITIONAL OFFICERS AND FIREMEN AND INCLUDING OTHER EXPENSES IN CONNECTION THEREWITH.

(Applies to 1959 Budget)

The motion was seconded by Councilman Cooper and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-q. Councilman Callaghan presented and moved RESOLUTION REQUESTING THE CONSENT OF THE STATE DIRECTOR OF LOCAL GOVERNMENT FOR INCLUSION OF $128,000.00 IN THE 1959 BUDGET AS AN ITEM OF ANTICIPATED REVENUE IN ACCORDANCE WITH CONTRACT AGREEMENT BETWEEN THE CITY AND THE PORT OF NEW YORK AUTHORITY WITH RESPECT TO NEWARK MARINE AND AIR TERMINALS.

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-r. Councilman Cooper presented and moved RESOLUTION REQUESTING THE CONSENT OF THE STATE DIRECTOR OF LOCAL GOVERNMENT TO INCLUDE A SPECIAL ITEM OF ANTICIPATED REVENUE TO BE RECEIVED FROM THE DIVISION OF WATER IN THE SUM OF $175,000.00 IN THE 1959 MUNICIPAL BUDGET.

Councilman Callaghan said he would abstain from voting on this resolution until he studied this matter further.

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

Not Voting: Councilman Callaghan.

7-R-s. Councilman Callaghan presented and moved RESOLUTION REQUESTING THE CONSENT OF THE STATE DIRECTOR OF LOCAL GOVERNMENT TO PERMIT USE OF SUM OF $17,000.00 TRUST SURPLUS, AND $40,000.00 CAPITAL SURPLUS, AS ANTICIPATED REVENUE IN THE 1959 BUDGET.

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-t. Councilman Callaghan presented and moved RESOLUTION REQUESTING THE CONSENT OF THE STATE DIRECTOR OF LOCAL GOVERNMENT FOR THE INCLUSION OF THE SUM OF $120,000.00 IN THE 1959 BUDGET AS AN ITEM OF ANTICIPATED REVENUE, SAID SUM REPRESENTING ANNUAL RENTAL PAID BY PUBLIC SERVICE CO-ORDINATED TRANSPORT.

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-u. Councilman Callaghan presented and moved RESOLUTION REQUESTING THE CONSENT OF THE STATE DIRECTOR OF LOCAL GOVERNMENT FOR USE OF $1,600,000.00 ALLOCATED IN THE 1959 BUDGET FOR ACQUISITION AND PREPARATION OF LAND FOR PARKING PURPOSES, BOUNDED BY MARKET STREET, PLANE STREET, WASHINGTON STREET, AND BRANFORD PLACE, AS A GENERAL REVENUE, "SURPLUS REVENUE APPROPRIATED, ANTICIPATED 1959".

The motion was seconded by Councilman Cooper and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-v. Councilman Cooper presented and moved RESOLUTION CONGRATULATING MISS ANNA O. KEANE, PRINCIPAL, AND HER STAFF FOR THEIR COURAGEOUS ACTION DURING CONFLAGRATION AT BERGEN STREET SCHOOL.

Councilman Callaghan said he thought the Police and Fire Departments should also be commended for their action during this fire.

The motion was seconded by Councilman Santoro and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

MOTIONS.

None.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED JANUARY 27, 1959, ENCLOSING PROPOSED "ORDINANCE PROVIDING FOR THE VACATION OF ALL THAT PART OF EDWARD STREET, AS THE SAME IS LAID OUT 60 FEET IN WIDTH ON A MAP ENTITLED 'MAP OF PROPERTY BELONGING TO W. S. DUNHAM, CHAS. TAYLOR, AND S. J. AHEARN SITUATED IN THE 12TH WARD OF THE CITY OF NEWARK, N. J., 1871', EXTENDING FROM AVENUE L EASTERLY 110.90 FEET TO TERMINUS".

(Approved by Central Planning Board)

(Copy of ordinance submitted to each member of the Council)

A motion directing the City Clerk to place this ordinance on the February 18, 1959 Calendar of the Municipal Council, for first reading, was made by Councilman Cooper, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-b. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED JANUARY 27, 1959, ENCLOSING PROPOSED "ORDINANCE PROVIDING FOR THE VACATION, RELEASE AND EXTINGUISHMENT OF THE PUBLIC RIGHTS, IF ANY, OF AND IN ALL THAT PART OF AGATE STREET, ALSO KNOWN AS FLINT STREET, AS THE SAME IS LAID OUT 60 FEET IN WIDTH ON A MAP ENTITLED 'MAP OF PROPERTY BELONGING TO NATHANIEL RICHARDS SITUATED IN THE TWELFTH WARD IN THE CITY OF NEWARK, N. J., DATED NOVEMBER 19, 1864' AND ON THE COMMISSIONERS MAP TO LAY OUT STREETS, AVENUES AND SQUARES, EXTENDING FROM A PROPERTY

LINE 330 FEET, MORE OR LESS, SOUTH OF ALBERT AVENUE SOUTHERLY TO THE FORMER MORRIS CANAL".

(Approved by Central Planning Board)

(Copy of ordinance submitted to each member of the Council)

A motion directing the City Clerk to place this ordinance on the February 18, 1959 Calendar of the Municipal Council, for first reading, was made by Councilman Cooper, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

9-a. OPINION FROM CORPORATION COUNSEL TORPPEY WITH RESPECT TO CONFLICT OF INTERESTS IN CONNECTION WITH MUNICIPAL OFFICERS AND EMPLOYEES.

(Copy of letter from Mayor and opinion from Corporation Counsel submitted to each member of the Council)

A motion to remove this matter from the Calendar was made by Councilman Addonizio, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

9-b. COUNCIL REQUEST TO MAYOR TO SUBMIT TO THEM UP-TO-DATE REPORT ON FINDINGS IN INVESTIGATION BEING CONDUCTED AT THE MARTLAND MEDICAL CENTER.

The City Clerk stated a report was received from the Business Administrator and copies sent to each member of the Council. Since that time a confidential report was submitted by the Auditors Samuel Klein and Company.

A motion that a copy of this confidential report be forwarded forthwith to the Prosecutor of Essex County with a request that he cause an investigation to be made, was made by Councilman Melillo.

There was no second to this motion.

A motion that a copy of this confidential report be forwarded forthwith to the Prosecutor of Essex County, was made by Councilman Addonizio, and seconded by Councilman Brady.

Councilman Gordon requested the City Clerk to read into the record that section of the law which deals with the reporting of shortages or irregularities by the Governing Body to the Prosecutor, so the reasons would be clear for the first motion not receiving a seconder, and the second motion being seconded.

The City Clerk read from the Requirements of Audit and Standard Audit Program - Page 5, subheading "Confidential Reports".

Councilman Melillo stated there is nothing in the law which would militate a County Prosecutor from initiating an investigation where a shortage of public funds has been reported.

Councilman Gordon asserted the present motion falls within the language of the Statute requiring the Council to report a shortage to the Prosecutor. It thus becomes the duty of the Prosecutor to determine for himself whether he feels an investigation is necessary. The City is now conducting an investigation through the Police Department and Mr. Schorn the Finance Director. He said he understood that in normal police procedure where a matter such as this comes forth and the local police are investigating,the Prosecutor's office usually contacts the local police and a report is made to them. If the Prosecutor feels the investigation made is thorough enough, he will merely send down additional personnel, and keep in touch with the local authorities as to the progress of the investigation. He will then determine whether there is any further action to be taken.

Councilman Brady pointed out that what Councilman Gordon expressed had always been the policy of the Police Department and the Prosecutor's Office during the period he served in that Division. The Prosecutor, if he so desires, can investigate without being told.

Councilman Cooper said the Governing Body should follow what is cited in the law, and in this case, it is to report to the Prosecutor, and from there on in, the correct procedure will follow.

Councilman Melillo asserted when the shortage was first reported two weeks ago he felt the Newark Police should have been called in immediately. The Police were not called in until the following Friday. If they were called in immediately, evidence which disappeared, might have been found. Subsequent events proved that that situation materialized. The receipts for a considerable period of time cannot be found. He felt the Council should not only abide by the letter of the law, but should, if they can, go beyond that. Last week the Council

wrote to the Mayor asking him for a full report upon what has taken place at the scene. Yesterday the Council received a report from the Business Administrator. Ostensibly he was sending that report to us in view of the fact that the Mayor was absent from the City. He charged that full report should have contained everything that has been done to date by any branch of the City government, which should include the Police Department. Councilman Melillo said he is not satisfied with that report, and a further investigation should be carried out so the truth may be ascertained.

Councilman Callaghan stated he was absent from the meeting when the Council's final action was to request Administration to look into this matter, and requested the Auditors to prepare a report, and wanted the Police Department to investigate it. He pointed out Administration had directed Mr. Schorn, Director of Finance, to investigate this situation along with the Police Department, auditors and another outside agency, McNichols and Johnson. They have told the Council that receipts are missing, but the receipts were missing before the first investigator stepped in. He did not feel there was any laxity on the partof the investigators. Rather, in the reverse, the investigators have uncovered more evidence, as indicated by additional funds found to be missing.

Councilman Callaghan added he is not opposed to the Prosecutor investigating this matter.

Councilman Addonizio said the reason for his making the motion was exactly as Councilman Callaghan pointed out. He has every confidence in Mr. Weldon, the Police Department and Mr. Schorn to carry on the investigation to the utmost. Based on the Statute it is incumbent upon the Council to inform the County Prosecutor and the Council is now on record as doing so.

President Bontempo pointed out the majority of the Council did not want an investigation. He said it was not the Council's duty to investigate there. It was the duty of Administration, Finance Department and Police Department to go in there. It was the Council's duty, at the time of the report from the Auditors, to request the Prosecutor to step in.

Councilman Cooper stated on January 20, the Council met with the Mayor and the Business Administrator and at that time Councilman Melillo asked that the Police be brought in. Councilman Addonizio requested an investigation and she asked that the Auditors be brought in. The Council agreed the best thing to do

at that time was to go along with the Auditors who are in a position to know what the situation is, and at such time as was deemed necessary, the Police would be called in, which eventually happened.

The motion that a copy of the confidential report be forwarded forthwith to the Prosecutor of Essex County was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a. The City Clerk reported the following Bingo and Raffles Licenses were issued from January 19, 1959 to January 30, 1959:

BINGO LICENSES

LICENSEE	LICENSE NO.
St. Charles Borromeo's Church	1362 Amended
Congregation Ahavas Sholom	1448 Amended

RAFFLES LICENSES

LICENSEE	LICENSE NO.
P. T. A. Hebrew Academy of Essex County	1452 Amended
St. Fanourios Greek Orthodox Church	1464 Amended
Northern N. J. Region of Jr. Hadassah	1480
The Society of Apostleship of Prayer	1481
C. Y. O. of St. Francis Xavier Church	1482
N. J. Foundation for the Blind	1483
Rosary Society of St. James Church	1484
Falcon Post #354 - The American Legion	1485
Third Order - Caldwell College	1486
Third Order - Caldwell College	1487
Hebrew Academy of Essex County	1488
St. Mary's Orphanage Guild	1489
St. Francis Xavier Holy Name Society Boys' League	1490
St. Vincent de Paul's Society of St. Michael's Church	1491
Holy Name Society - Sacred Heart Church (Vailsburg)	1492
Golda Schwartz Endowment Foundation	1493

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RAFFLES LICENSES-Continued

LICENSEE	LICENSE NO.
Combined Societies of St. Patrick's Church	1494
St. Ann's Jr. Guild of St. Ann's Home for the Aged	1495
Our Lady of Fatima Church	1496
Jr. Women's Auxiliary of Columbus Hospital	1497
Jr. Women's Auxiliary of Columbus Hospital	1498
Newark Chapter Unico National	1499
St. Philip Neri Church	1500
Newark Central Lions Church	1501
St. Antoninus Rosary Society	1502

A motion to concur in the report was made by Councilman Santoro, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

RELEASES.

None.

ADJOURNMENT.

12. A motion to adjourn this meeting was made by Councilman Gordon, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

This meeting adjourned at 10:50 P. M.

Approved:

Harry S. Reichenstein
City Clerk

Michael A. Bontempo
President

Newark, New Jersey, February 10, 1959

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 1:40 P.M., for the purpose of accepting or rejecting resolution to introduce and approve the Budget for the City of Newark for the year 1959 and to act on the attendant resolutions.

President Bontempo called the meeting to order.

Present: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo, City Clerk Harry S. Reichenstein, Clerk of the Council.

Absent: Councilman Turner.

The City Clerk stated before proceeding with action on the Budget, he ha three resolutions in connection with the Budget to present to the Council.

RESOLUTIONS.

7-R-a. Councilman Brady presented and moved RESOLUTION REQUESTING THE CONSENT OF THE STATE DIRECTOR OF LOCAL GOVERNMENT TO PERMIT USE OF PART OF "WATER UTILITY ACCOUNT - CAPITAL" AS ANTICIPATED REVENUE IN DEDICATED WATER UTILITY BUDGET 1959 - CAPITAL SURPLUS, IN THE SUM OF $150,000.00.

The motion was seconded by Councilman Gordon and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Cooper, Gordon, Melillo, President Bontempo.

No: Councilman Callaghan.

Not Voting: Councilman Santoro.

7-R-b. Councilman Brady presented and moved RESOLUTION REQUESTING THE CONSENT OF THE STATE DIRECTOR OF LOCAL GOVERNMENT TO PERMIT USE OF PART OF "RESERVE TO PAY DEBT SERVICE" AS ANTICIPATED REVENUE IN THE DEDICATED WATER UTILITY BUDGET - 1959 RESERVE TO PAY DEBT SERVICE, IN THE SUM OF $136,270.52.

The motion was seconded by Councilman Gordon and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Cooper, Gordon, Melillo, President Bontempo.

No: Councilman Callaghan.

Not Voting: Councilman Santoro.

7-R-c. Councilman Brady presented and moved RESOLUTION REQUESTING THE DIVISION OF

February 10, 1959

LOCAL GOVERNMENT TO PERMIT APPROVAL OF THE 1959 BUDGET ON FEBRUARY 10, 1959 INSTEAD OF FEBRUARY 9, 1959 AS REQUIRED, AND ESTABLISHING THE HEARING DATE AND TIME; THE ADVERTISING AND THE CERTIFICATION OF THE BUDGET AS BY STATUTE REQUIRED.

The motion was seconded by Councilman Gordon.

Councilman Cooper stated the manner in which she was voting today was no indication of how she will vote on the final Budget since there were several items that she wished to study further.

Councilman Santoro stated that pending receipt of reports requested on several items by the Municipal Council, he will abstain at this time from voting on the Budget.

President Bontempo remarked that for the first time in the City's history the tax rate will be more than $10.00 for each $100.00 of assessed valuation. He said the approval is merely part of a statutory requirement and in order to carry out City services, money must be appropriated.

President Bontempo said the taxpayers of the City do not like the Budget because it costs them more money and the City employees do not like it because it does not allow higher salaries.

President Bontempo cited economic statistics pointing out that the cost of living has risen 207 per cent, based on the cost of living index and the present Budget is only 67 per cent higher than the 1939 figure on which the cost of living index is based.

President Bontempo said there has been no cut in City services and the City has been economizing in all its departments. He pointed out the City employees have been part of this sacrifice made to keep taxpayers happy.

President Bontempo said if taxpayers want low Budgets, they must stand up and be counted in opposition to municipal services and expenditures to meet public demand. He stated he did not know of a single City job that is overpaid and said there are very few that are paid what private industry pays.

The roll being called, the resolution was declared adopted by the following votes:

Yes: Councilmen Brady, Cooper, Gordon, Melillo, President Bontempo.

No: Councilmen Addonizio, Callaghan.

Not Voting: Councilman Santoro.

7-R-d. Councilman Gordon presented and moved RESOLUTION ~~ADOPTING~~ APPROVING THE LOCAL BUDGET OF THE CITY OF NEWARK, COUNTY OF ESSEX, STATE OF NEW JERSEY, FOR THE YEAR 1959.

The motion was seconded by Councilman Cooper and the roll call was as follows:

Yes: Councilmen Brady, Cooper, Gordon, Melillo, President Bontempo.

No: Councilmen Addonizio, Callaghan.

Not Voting: Councilman Santoro.

Councilman Callaghan questioned whether six votes were not required for the adoption of this Budget since some of the items submitted have been increased by the Council.

Councilman Gordon stated it was his understanding of the law that there is no Budget until the Council approves the present resolution. He said the Mayor sends recommendations for the Budget, under the law, and the Council formulates and finalizes these recommendations into the present Council Budget.

Councilman Callaghan cited several items in the Budget had been increased such as another position in the City Clerk's Office and he felt there should be at least six votes to approve such an item and Councilman Gordon said he was of the opinion that six votes were required to get it into the Budget and this had been done at a meeting of the Council of the Whole.

Councilman Brady said he would like to have a legal opinion on this question.

The City Clerk stated that the particular item Councilman Callaghan referred to was ordered placed in the Budget by a vote of eight to one and it was so placed. The Budget now before the Council is the Budget of the Municipal Council.

Councilman Santoro said inasmuch as there is some doubt as to the legality of the vote required, he moved that the Corporation Counsel be summoned for a legal opinion.

The motion was seconded by Councilman Brady and adopted by the following vote:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

President Bontempo directed that the Corporation Counsel be summoned.

At this point, President Bontempo declared a recess, awaiting the Corporation Counsel.

The meeting was reconvened at 2:40 P.M.

Councilman Turner arrived at this time.

President Bontempo explained to the Corporation Counsel what had transpired at the meeting thus far and asked for his opinion.

The Corporation Counsel stated that what the Council had done up to this time was the consideration of various items which the Mayor had submitted and the Council had acted on these individual items. This has now become part of a total Budget and is before the Council.

The Corporation Counsel said the statute does not say anything specific about the approval of the Budget and in those circumstances, he felt a vote of five would be sufficient for the approval of the Budget, as it now stands.

Councilman Brady stated the Corporation Counsel's remarks should be made a part of the record.

A motion to reconsider the motion made on Resolution No. 7-R-d. for the approval of the Budget was made by Councilman Brady, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Brady, Cooper, Gordon, Melillo, Turner, President Bontempo.

No: Councilmen Addonizio, Callaghan.

Not Voting: Councilman Santoro.

Councilman Gordon presented and moved RESOLUTION ADOPTING THE LOCAL BUDGET OF THE CITY OF NEWARK, COUNTY OF ESSEX, STATE OF NEW JERSEY, FOR THE YEAR 1959.

The motion was seconded by Councilman Brady and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Brady, Cooper, Gordon, Melillo, Turner, President Bontempo.

No: Councilmen Addonizio, Callaghan.

Not Voting: Councilman Santoro.

President Bontempo, on behalf of the Municipal Council, expressed sincere condolences to City Clerk Reichenstein on the loss of his mother-in-law.

Councilman Cooper stated condolences should be extended to Director Hunt on the loss of his father-in-law.

ADJOURNMENT.

12. A motion to adjourn this special meeting was made by Councilman Gordon, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

February 10, 1959

This meeting adjourned at 3:00 P.M.

Approved:

Harry S. Reichenstein	Michael A. Bontempo
City Clerk	President

p

Newark, New Jersey, February 18, 1959

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 8:00 P. M.

The audience arose for the National Anthem.

The prayer was offered by Rabbi Hershel Cohen, Temple A. A. Bnai Jacob.

President Bontempo called the meeting to order and asked for roll call.

Present: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo, City Clerk Harry S. Reichenstein, Clerk of the Council; Sergeant Walter A. Diebold, Sergeant-at-Arms.

President Bontempo announced that Assemblyman Irwin LeWine of Caldwell and his two sons were present in the audience and on behalf of the Municipal Council he welcomed them to the meeting.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

4-a.

The City Clerk presented MINUTES OF PASSAIC VALLEY SEWERAGE COMMISSION MEETING OF DECEMBER 22, 1958.

A motion that the minutes be received and placed on file was made by Councilman Brady, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-b.

The City Clerk presented REPORT OF MUNICIPAL COURTS, PARTS 1 AND 5, FOR THE MONTH OF JANUARY, 1959.

A motion that the report be received and placed on file was made by Councilman Gordon, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-c.

The City Clerk presented ANNUAL REPORT OFFICE OF THE CITY CLERK FOR THE YEAR 1958.

A motion that the report be received and placed on file was made by Councilman Cooper, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-d.

The City Clerk presented MAYOR CARLIN'S 1959 BUDGET MESSAGE.

A motion that the Budget Message be received and placed on file was made by Councilman Gordon, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Cooper, Gordon, Melillo, Turner, President Bontempo.

No: Councilmen Callaghan, Santoro.

4-e.

The City Clerk presented REPORT OF CITY CLERK FOR THE MONTH OF JANUARY, 1959.

A motion that the report be received and placed on file was made by Councilman Addonizio, seconded by President Bontempo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-f.

The City Clerk presented REPORT OF DIVISION OF BUILDINGS, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTH OF JANUARY, 1959.

A motion that the report be received and placed on file was made by Councilman Santoro, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

No: Councilman Addonizio.

4-g.

The City Clerk presented FINANCIAL STATEMENT OF THE CITY OF NEWARK FOR THE YEAR 1958.

(Copy submitted to each member of the Council)

A motion that the Financial Statement be received and placed on file, and directing that copies required for distribution, as by statute provided, be forwarded by the City Clerk, was made by Councilman Addonizio, seconded by Councilman Brady and adopted by the following votes:

February 18, 1959

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

PENDING BOARD OF ADJUSTMENT APPLICATIONS.

None.

BOARD OF ADJUSTMENT APPLICATIONS.

4-A-1. The City Clerk read APPLICATION OF THE PRUDENTIAL INSURANCE COMPANY OF AMERICA, OWNER; FOR THE ERECTION OF AN OPEN DECK PARKING GARAGE BUILDING TO INCLUDE HEATING PLANT AND SERVICE SHOPS FOR THE PRUDENTIAL HOME OFFICE BUILDINGS IN A 4TH BUSINESS DISTRICT; ON PREMISES 272-288 PLANE STREET, 80-82 ACADEMY STREET AND 79-91 BANK STREET.

(Vote of Board of Adjustment 5-0. No objectors)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Gordon, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-A-2. The City Clerk read APPLICATION OF JOSEPH CIFELLI (LOUIS SMITH, OWNER); FOR THE ESTABLISHMENT OF AUTOMOBILE REPAIR SHOP INCLUDING BODY AND FENDER WORK AND SPOT PAINTING IN A 2ND BUSINESS DISTRICT; ON PREMISES 583-585 SOUTH ORANGE AVENUE; SUCH USE TO BE LIMITED TO THE PERIOD ENDING FIVE YEARS FROM DATE HEREOF.

(Vote of Board of Adjustment 3-2. No objectors)

A motion to close the public hearing and reject this application was made by Councilman Addonizio and seconded by Councilman Santoro.

Councilman Callaghan remarked he understood action on this application would be deferred.

Councilman Addonizio said he had investigated this matter and felt that putting in this particular type of industry would be injurious to this area.

Councilman Callaghan asked Mr. Norman Muller, Secretary, Board of Adjustment, for the names of the members of the Board of Adjustment who voted against this application and Mr. Muller replied Messrs. Cawthra and Gill.

Councilman Callaghan asked Mr. Muller if they indicated their reason for voting in the negative and Mr. Muller replied they did not do so.

At this point Councilman Santoro withdrew his second to the motion to reject the application, following which Councilman Addonizio withdrew his original motion to reject the application.

A motion to close the public hearing and defer action on this matter, was made by Councilman Addonizio, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-A-3. The City Clerk read APPLICATION OF DOROTHY R. MOHR, OWNER; FOR THE ESTABLISHMENT OF A USED CAR SALES LOT IN CONJUNCTION WITH AUTO SHOWROOM LOCATED AT 101 ELIZABETH AVENUE IN A 3RD BUSINESS DISTRICT; ON PREMISES 89-91 ELIZABETH AVENUE.

(Vote of Board of Adjustment 5-0. No objectors)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Brady, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

REPORTS OF COMMITTEES.

5-a. COUNCIL COMMITTEE TO STUDY THE FAULKNER ACT.

(Councilmen Santoro, Brady, Callaghan)

Chairman Santoro reported progress.

A motion to accept the report was made by Councilman Cooper, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-b. COUNCIL STUDY COMMITTEE FOR REVISION AND AMENDMENT OF THE CODE.

(Councilmen Gordon, Addonizio, Cooper)

Chairman Gordon reported progress.

A motion to accept the report was made by Councilman Melillo, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-e. COUNCIL COMMITTEE TO STUDY THE PROPOSALS OFFERED BY MAYOR CARLIN AND THE PARKING AUTHORITY TO PROVIDE FOR THREE PARKING PROJECTS IN THE DOWNTOWN AREA.

(Councilmen Gordon, Addonizio, Melillo)

Chairman Gordon reported progress.

A motion to accept the report was made by Councilman Brady, seconded by Councilman Callaghan and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-f. COUNCIL COMMITTEE TO STUDY GRIEVANCE PLAN.

(Councilmen Santoro, Cooper, Melillo)

Chairman Santoro reported progress.

A motion to accept the report was made by Councilman Addonizio, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Bontempo called for ordinances on first reading.

6-F-a. The City Clerk read AN ORDINANCE PROVIDING FOR THE VACATION OF ALL THAT PART OF EDWARD STREET, AS THE SAME IS LAID OUT 60 FEET IN WIDTH ON A MAP ENTITLED "MAP OF PROPERTY BELONGING TO W. S. DUNHAM, CHAS. TAYLOR AND S. J. AHEARN SITUATED IN THE 12TH WARD OF THE CITY OF NEWARK, N. J., 1871", EXTENDING FROM AVENUE L EASTERLY 110.90 FEET TO TERMINUS.

(Approved by Central Planning Board)

(Copy of ordinance submitted to each member of the Council)

A motion to adopt this ordinance on first reading was made by Councilman Melillo, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 4, 1959.

6-F-b. The City Clerk read AN ORDINANCE PROVIDING FOR THE VACATION, RELEASE AND EXTINGUISHMENT OF THE PUBLIC RIGHTS, IF ANY, OF AND IN ALL THAT PART OF AGATE STREET, ALSO KNOWN AS FLINT STREET, AS THE SAME IS LAID OUT 60 FEET IN WIDTH ON A MAP ENTITLED "MAP OF PROPERTY BELONGING TO NATHANIEL RICHARDS SITUATED IN THE TWELFTH WARD IN THE CITY OF NEWARK, N. J., DATED NOVEMBER 19, 1864" AND ON THE COMMISSIONERS MAP TO LAY OUT STREETS, AVENUES AND SQUARES, EXTENDING FROM A PROPERTY LINE 330 FEET, MORE OR LESS, SOUTH OF ALBERT AVENUE SOUTHERLY TO THE FORMER MORRIS CANAL.

(Approved by Central Planning Board)

(Copy of ordinance submitted to each member of the Council)

A motion to adopt this ordinance on first reading was made by Councilman Addonizio, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 4, 1959.

6-F-c. The City Clerk read AN ORDINANCE TO AMEND "AN ORDINANCE CREATING PERMANENT

POSITIONS IN THE OFFICE OF THE CITY CLERK, AND ESTABLISHING SALARIES THEREFOR".

(This ordinance establishes the salary of Clerk-Attendant at $4,000. - $4,800.)

A motion to adopt this ordinance on first reading was made by Councilman Santoro, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 4, 1959.

6-F-d. The City Clerk read AN ORDINANCE NAMING AND DESIGNATING AS "SAMUEL E. COOPER MEMORIAL AREA" THE LOWER CLINTON HILL URBAN RENEWAL PROJECT AREA #NJR-38, KNOWN AS 534-544 CLINTON AVENUE.

(Copy of ordinance submitted to each member of the Council)

A motion to adopt this ordinance on first reading was made by Councilman Gordon and seconded by Councilman Addonizio.

Councilman Gordon stated a noted Sociologist, William James, once said, "The great use of life is to spend it for something that will outlast it". This can most sincerely be said of the late Samuel E. Cooper, for if we look to his life we can see that he truly left on this earth a family that does him proud, a name that is held in honor and esteem, and a multitude of friends who know him as a man of kind deeds and goodness of heart.

Councilman Gordon stated this ordinance crystalizes action taken some two years ago by the Municipal Council and the Mayor to name this area in honor of the Municipal Council's late colleague.

The motion to adopt this ordinance on first reading was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 4, 1959.

6-F-e. The City Clerk read AN ORDINANCE TO AMEND "AN ORDINANCE TO ESTABLISH RULES OF PROCEDURE TO GOVERN MEETINGS OF THE MUNICIPAL COUNCIL OF NEWARK, NEW JERSEY, ETC.".

(This ordinance would establish the date of Council pre-meeting conferences at 10:00 A. M. on all days on which regular meetings of the Council are held)

(Copy of ordinance submitted to each member of the Council)

A motion to defer action on this matter was made by Councilman Cooper, seconded by Councilman Callaghan and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

PUBLIC HEARINGS ON ORDINANCES AS ADVERTISED.

6-Ph-a. The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, this being the date and time set therefor.

AN ORDINANCE CREATING THE POSITIONS OF DIRECTOR AND ASSISTANT DIRECTOR IN THE NEWARK COMMISSION FOR NEIGHBORHOOD CONSERVATION AND REHABILITATION AND ESTABLISHING THE SALARIES THEREFOR.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. There is hereby created in the Newark Commission for Neighborhood Conservation and Rehabilitation, (for the purposes of this ordinance hereinafter called the "Commission"), the following permanent positions and there is hereby established the minimum and maximum salaries for the said positions, which salaries shall be paid as other salaries are paid.

Position	Annual Mimimum Salary	Annual Maximum Salary
Director	$7,000.00	$9,000.00
Assistant Director	6,000.00	7,000.00

Section 2. Duties of Director and Assistant Director:

A. The Director shall:

1. Be responsible for and perform all tasks assigned by the Commission, which tasks shall relate to the aims and purposes of the Commission, including:

(a) Studies and recommendations for action to improve and rehabilitate existing housing in neighborhood areas.

(b) Development of descriptive and illustrative materials intended for explanation of proposed plans as formulated by the Commission.

(c) Participation, at the direction of the Commission, in meetings with neighborhood and citizens groups and other civic and community organizations which pertain to neighborhood conservation and rehabilitation.

2. Be responsible for supervising the staff of the Commission and for the planning and assigning of duties to subordinates necessary to the effectuation of the programs and policies of the Commission.

3. At the direction of the Commission, cooperate in and carry out tasks assigned by the City Planning Officer with relation to the following:

(a) Making of surveys, studies and investigations required for the determination of conservation and rehabilitation areas as a part of comprehensive planning.

(b) Preparation of such portion of the annual report of the strengthening of the workable program to be sumitted to the Urban Renewal Administration of the Housing and Home Finance Agency as may relate to neighborhood conservation and rehabilitation.

(c) Preparation of such portions of survey and planning and loan and grant applications to the Housing and Home Finance Agency which relate to administration and community participation in conservation and rehabilitation projects.

(d) The preparation of all aspects, except technical planning, of urban renewal applications or any parts thereof for submission to the Federal Government relating to neighborhood conservation and rehabilitation.

(e) The making of studies or reports on proposed zoning changes or on the merits of variance applications as the same may relate to neighborhood

conservation and rehabilitation.

4. At the direction of the Commission, cooperate with any City department, agency or authority in the implementation of neighborhood conservation and rehabilitation phases of urban renewal projects.

B. The Assistant Director shall:

1. Perform and assume responsibility at the direction of the Director and of the Commission for any and all tasks necessary for the execution of the programs and policies as established by the Commission and to assist the Director in the performance of all duties and tasks for which the Director is responsible as more particularly set forth herein.

2. Serve, at the Commission's request, in the absence of the Director, in the Director's place and stead.

Section 3. Qualifications for the position of Director and Assistant Director are as follows:

A. Director:

1. Except as otherwise provided herein the candidate must have successfully completed four years in an accredited college or university and the candidate must have three years of experience involving some degree of supervision of others, such experience to be in a full time compensated position which requires competence in communication and transmission of ideas and programs to civic and community groups and associations, and, if possible, with groups and associations whose activities relate to neighborhood conservation and rehabilitation.

2. Each year of experience in excess of three years as set forth in (1) above may be substituted year for year for required education up to a maximum of two years.

B. Assistant Director:

1. Except as otherwise provided herein, the candidate must have successfully completed four years in an accredited college or university <u>or</u>

2. <u>The</u> candidate must have four years of experience involving some degree of supervision of others, such experience to be in a full time compensated position which requires competence in communication and transmission of ideas and programs to civic and community groups and associations, and, if possible, groups and

associations whose activities relate to neighborhood conservation and rehabilitation. Each year of experience as above described may be substituted year for year for required education to the end that the educational requirement under (1) above and the experience requirement under this paragraph (2) shall total four years.

Section 4. The persons hereafter appointed to the positions herein created shall, for the first year of service in said positions, receive the minimum salaries hereinabove set forth; and for the second year and each and every year of service thereafter shall receive annually an increment as herein set forth, until the said persons shall have attained the maximum salaries herein set forth for said positions, provided, however, that any person now employed under any title or grade created by this ordinance (or who is now employed under another title and who, with the consent of the Department of Civil Service, is transferred to any title created by this ordinance) who is now receiving a salary in excess of the minimum and less than the maximum herein specified shall receive a salary not less than he is receiving as of the date of the adoption of this ordinance, and, on January first thereafter shall receive an increment until the maximum salary has been attained; provided that no increment shall be granted that will give said employee a total salary in excess of the maximum herein established.

Section 5. "Increment" shall mean an annual increase of $400.00 for the position of Director and $200.00, for the position of Assistant Director.

Section 6. Residence in the City of Newark will not be required at the time of the appointment of said Director, but he shall become a bonafide resident of the City of Newark within a period of one year after the date of his appointment.

Section 7. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Bontempo called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

MISS AGNES COLEMAN, CHAIRMAN OF THE NEWARK COMMISSION FOR NEIGHBORHOOD CONSERVATION AND REHABILITATION, 605 Mt. Prospect Avenue, Newark, urged the adoption of this ordinance so that a proper staff can be supplied for the Commission.

Miss Coleman thanked the Municipal Council for their cooperation in the past and looked forward to working with them in the future.

No one else appearing, President Bontempo entertained the motion that the hearing in this matter be closed and a motion to close the hearing was made by Councilman Callaghan, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Callaghan, Cooper, Gordon, Melillo, Turner, President Bontempo.

No: Councilmen Addonizio, Brady, Santoro.

<u>6-Ph-b.</u> The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, this being the date and time set therefor.

<u>AN ORDINANCE TO REPEAL "AN ORDINANCE CREATING THE POSITION OF COORDINATOR IN THE NEWARK COMMISSION ON NEIGHBORHOOD CONSERVATION AND REHABILITATION AND ESTABLISHING THE SALARY THEREFOR", ADOPTED ON SEPTEMBER 18, 1957.</u>

BE IT ORDAINED by the Municipal Council of the City of Newark, New Jersey:

Section 1. An ordinance entitled "An Ordinance Creating the Position of Coordinator in the Newark Commission on Neighborhood Conservation and Rehabilitation and Establishing the Salary Therefor, Adopted on September 18, 1957", be and the same is hereby repealed.

Section 2. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Bontempo called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

No one appearing, President Bontempo entertained the motion that the hearing in this matter be closed and a motion to close the hearing was made by Councilman Melillo, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Callaghan, Cooper, Gordon, Melillo, Turner, President Bontempo.

No: Councilmen Addonizio, Brady, Santoro.

<u>6-Ph-c.</u> The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, this being the date and time set therefor.

February 18, 1959

A FURTHER SUPPLEMENT TO AN ORDINANCE ENTITLED, "AN ORDINANCE TO ESTABLISH THE NAMES OF CERTAIN STREETS IN THE CITY OF NEWARK".

BE IT ORDAINED by the Municipal Council of the City of Newark, New Jersey:

Section 1. That the name of the following public street or highway, situated in the City of Newark, be and the same is hereby changed and shall hereafter be known and designated as follows:

Eighth Avenue, extending from the present terminus of Summer Avenue to High Street, to be changed to Summer Avenue.

Section 2. That this ordinance shall take effect upon adoption and publication according to law.

President Bontempo called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

No one appearing, President Bontempo entertained the motion that the hearing in this matter be closed and a motion to close the hearing was made by Councilman Melillo, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

6-Ph-d. The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, this being the date and time set therefor.

AN ORDINANCE TO AMEND "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE OFFICE OF THE CITY CLERK, AND ESTABLISHING SALARIES THEREFOR".

BE IT ORDAINED by the Municipal Council of the City of Newark:

That Section 1 of "An Ordinance Creating Permanent Positions in the Office of the City Clerk, and Establishing Salaries Therefor", be and the same is hereby amended to establish minimum and maximum salaries for the following permanent positions, as set forth opposite the respective titles of said positions, to wit:

POSITION	ANNUAL MINIMUM SALARY	ANNUAL MAXIMUM SALARY
Analyst	$7,500.00	$9,000.00
Chief Accountant, City Clerk	$7,500.00	$9,000.00

This ordinance shall become effective January 1, 1959, after final passage and publication according to law.

President Bontempo called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

No one appearing, President Bontempo entertained the motion that the hearing in this matter be closed and a motion to close the hearing was made by Councilman Gordon, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

6-Ph-e. The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, this being the date and time set therefor.

AN ORDINANCE TO AMEND SECTIONS 2.3. AND 2.4. OF "AN ORDINANCE TO AMEND ARTICLE I (IN GENERAL) AND ARTICLE II (RULES OF PROCEDURE AND SALARIES) OF CHAPTER TWO OF THE REVISED ORDINANCES OF THE CITY OF NEWARK".

BE IT ORDAINED by the Municipal Council of the City of Newark, New Jersey:

Sections 2.3. and 2.4. of Article II of Chapter Two of The Revised Ordinances of the City of Newark, New Jersey, be and the same are hereby amended to read as follows:

Sec. 2.3. Salary of Members of the Council

The compensation of the Members of the Municipal Council shall be ($6,000.00) Six thousand dollars annually and said salaries shall be effective as of January 1, 1959, and shall be paid as all other salaries are paid. The Members of the Municipal Council, with the exception of the President of the Council, shall also be paid an annual secretarial and expense allowance of ($2,500.00) Twenty-five hundred dollars, which shall be paid in quarterly installments of ($625.00) Six hundred twenty-five dollars on January 1, April 1, July 1 and October 1 of each year.

Sec. 2.4. Salary of the President of the Council.

The President of the Municipal Council by virtue of his additional duties shall receive an additional compensation of ($500.00) Five hundred dollars annually to be paid as all other salaries are paid. The President of the Council shall also be paid an annual secretarial and expense allowance of ($3,000.00) Three thousand dollars, which

shall be paid in quarterly installments of ($750.00) Seven hundred fifty dollars on January 1, April 1, July 1 and October 1 of each year.

President Bontempo called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

MR. ARTHUR FISHBEIN, 282 CHANCELLOR AVENUE, NEWARK, NEW JERSEY, said he was in favor of an expense account for members of the Municipal Council but felt that vouchers should be submitted for all expenses. He also questioned why there was an additional expense allotment for the President of the Council.

No one else appearing, President Bontempo entertained the motion that the hearing in this matter be closed and a motion to close the hearing was made by Councilman Callaghan, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Bontempo called for ordinances on second reading and final passage.

6-S & F-a. The City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage.

AN ORDINANCE CREATING THE POSITIONS OF DIRECTOR AND ASSISTANT DIRECTOR IN THE NEWARK COMMISSION FOR NEIGHBORHOOD CONSERVATION AND REHABILITATION AND ESTABLISHING THE SALARIES THEREFOR.

A motion to adopt the ordinance on second reading and final passage was made by Councilman Callaghan and seconded by Councilman Cooper.

Councilman Brady stated that in order for his action on this matter to be consistent with his previous views on non-resident appointments, and with the ordinance pertaining to City employees' residency, he was opposed to the ordinance even though it provides that the individuals appointed must move to the City within one year.

Councilman Cooper felt every effort should be made to select a person living in Newark.

Councilman Santoro remarked he objected to the qualifications as they were

written up and felt the positions should be filled by means of examination on competitive basis. He was opposed to this ordinance in view of the fact that a non-resident could be appointed in the face of a court order ruling on residency for City employees.

Councilman Turner remarked he will vote for this ordinance at the present time but if the individuals appointed do not become residents within the prescribed time, he will repudiate his action.

Councilman Callaghan cited the Council approved the creation of the Newark Commission for Neighborhood Conservation and Rehabilitation and should supplement that action by permitting them to secure the best individuals for the position, regardless of where they lived.

He hoped that these positions will be filled from amongst present City employees, but the important thing was to get the right people for the jobs. If non-residents were appointed and did not comply with enforcement of the Code relative to City residency at the prescribed time, then the Council should take necessary steps.

Councilman Addonizio was critical of new positions being created. He was under the impression these positions were to be filled by members of the present Administration who would be assigned to the Newark Commission for Neighborhood Conservation and Rehabilitation, and objected to the establishment of so many new positions which could have a mushrooming effect.

The motion to adopt the ordinance on second reading and final passage was adopted by the following votes:

Yes: Councilmen Callaghan, Cooper, Gordon, Melillo, Turner, President Bontempo.

No: Councilmen Addonizio, Brady, Santoro.

President Bontempo: The yeses are six and the noes are three. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Clerk is directed to deliver same to the Mayor for his approval or disapproval.

<u>6-S & F-b.</u> The City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage:

<u>AN ORDINANCE TO REPEAL "AN ORDINANCE CREATING THE POSITION OF COORDINATOR IN THE NEWARK COMMISSION ON NEIGHBORHOOD CONSERVATION AND REHABILITATION AND ESTABLISHING THE SALARY THEREFOR", ADOPTED ON SEPTEMBER 18, 1957.</u>

February 18, 1959

A motion to adopt the ordinance on second reading and final passage was made by Councilman Melillo and seconded by Councilman Gordon.

Councilman Brady said he would be inconsistent if he voted against Ordinance 6-S & F-a. and did not vote against this ordinance. He stated he was not in favor of an ordinance repealing the position of Coordinator and believed the present Coordinator could do the job.

Councilman Addonizio asserted the City was very fortunate to have some qualified men in many positions in Newark government, but their fullest capacities are not always utilized by the City. He felt there are men in present City employ who can fill the jobs which are being created.

Councilman Gordon said it was an assumption that present City employees are not being considered for these positions. The Council would not know until the names and residences of the individuals are given.

Councilman Addonizio pointed out he doubted there are men in our present government who could fulfill every letter of the requirements as set forth by the ordinance.

Councilman Turner hoped the first choice for the new positions would be City employees or certainly residents of the City.

The motion to adopt the ordinance on second reading and final passage was adopted by the following votes:

Yes: Councilmen Callaghan, Cooper, Gordon, Melillo, Turner, President Bontempo.

No: Councilmen Addonizio, Brady, Santoro.

President Bontempo: The yeses are six and the noes are three. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-c. The City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage:

A FURTHER SUPPLEMENT TO AN ORDINANCE ENTITLED "AN ORDINANCE TO ESTABLISH THE NAMES OF CERTAIN STREETS IN THE CITY OF NEWARK".

A motion to adopt the ordinance on second reading and final passage was made by Councilman Melillo, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-d. The City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage:

AN ORDINANCE TO AMEND "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE OFFICE OF THE CITY CLERK, AND ESTABLISHING SALARIES THEREFOR".

A motion to adopt the ordinance on second reading and final passage was made by Councilman Gordon, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-e. The City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage:

AN ORDINANCE TO AMEND SECTIONS 2.3. AND 2.4. OF "AN ORDINANCE TO AMEND ARTICLE I (IN GENERAL) AND ARTICLE II (RULES OF PROCEDURE AND SALARIES, OF CHAPTER TWO OF THE REVISED ORDINANCES OF THE CITY OF NEWARK".

A motion to adopt the ordinance on second reading and final passage was made by Councilman Callaghan and seconded by Councilman Addonizio.

Councilman Brady stated that this evening a citizen had indicated he was displeased to note that the President of the Council would receive an additional secretarial and expense allowance of $500.00 under the provisions of this ordinance. He said he wished it known he had made this suggestion because of his own experience as the former President of the Governing Body.

Councilman Brady said he knows from this experience that the additional $500.00 will not cover the extra expenses incurred by the President of the Municipal Council.

Councilman Melillo commented he would like to make his position clear on this matter. When the previous ordinances covering salary increases for the Municipal Council were presented he was opposed to a salary increase, and had stated he would not accept the increase. However, he was in favor of the increase in secretarial and expense allowance for the members of the Council because he has found from personal experience that due to his duties as a Councilman, his increased expenses average a minimum of $200.00 a month. He felt the $2,500.00 secretarial and expense allowance provided for by this ordinance was reasonable under the circumstances.

The motion to adopt the ordinance on second reading and final passage was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Melillo, Santoro, Turner, President Bontempo.

No: Councilman Gordon.

6-S & F-f. The City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage.

AN ORDINANCE AMENDING SECTION 17.2 OF ARTICLE I OF CHAPTER 17, MOTOR VEHICLES AND TRAFFIC, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED AND SUPPLEMENTED.

(Tabled to this date)

(Copy of ordinance submitted to each member of the Council)

(Law Department and Traffic Engineer meeting with representatives of the New Jersey State Department of Motor Vehicles and Traffic)

A motion to table this matter to the April 15, 1959 meeting of the Municipal Council, was made by Councilman Brady, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

HEARINGS OF CITIZENS.

6-HC-a. MR. ARTHUR FISHBEIN, 282 CHANCELLOR AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council on the subjects (1) "COMMENDATION TO MUNICIPAL COUNCIL ON ATTENDANCE AT FUNERAL SERVICES FOR A COLLEAGUE'S RELATIVE ON HOLIDAY" and (2) "SUGGESTION TO COUNCIL TO SEND A GET-WELL MESSAGE TO SECRETARY OF STATE DULLES".

A motion directing the City Clerk to prepare a resolution expressing the wishes of the Municipal Council for a speedy and complete recovery to good health to Secretary of State Dulles, was made by Councilman Cooper, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo directed the City Clerk to prepare the necessary resolution and thanked Mr. Fishbein for his recommendation.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a. RESOLUTION APPROVING OFFER BY NAT KLEINWAKS AND SAM KOBRIN, TO PURCHASE CITY-OWNED PROPERTY AT 214-216, 218, 220-222 AND 224 SCHLEY STREET, BLOCK 3733, LOTS 94, 96, 97 AND 98, FOR $6,900.00; AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR FINAL BIDS.

(Council met with Planning Officer Oberlander February 10, 1959)

(Council Committee, Cooper, Callaghan, Addonizio, visited site and reported to Council)

A motion to reject this resolution was made by Councilman Cooper, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

February 18, 1959

At this time, President Bontempo welcomed students from East Side High School who were present in the audience.

7-R-b. Councilman Cooper presented and moved RESOLUTION APPROVING OFFER BY NAT KLEINWAKS AND SAM KOBRIN, TO PURCHASE CITY-OWNED PROPERTY AT 21-23, 25-27, 29-31, 33, 35-37, 39, 41, 43-45, 47, 49, 51-53, 55, 57 STECHER STREET, BLOCK 3731A, LOTS 10, 11, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22 AND 23, FOR $24,000.00; AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR FINAL BIDS.

(Council met with Planning Officer Oberlander February 10, 1959)

(Council Committee, Cooper, Callaghan, Addonizio, visited site and reported to Council)

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-c. RESOLUTION APPROVING OFFER BY JACOB CECERE TO PURCHASE CITY-OWNED PROPERTY AT 241-243 SOUTH 19TH STREET, BLOCK 1817, LOTS 11 AND 12, FOR $1,800.00; AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR FINAL BIDS.

A motion to reject this resolution was made by Councilman Addonizio, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-d. Councilman Melillo presented and moved RESOLUTION REFUNDING $54.00 TO ANTONIO DE LORENZO, OWNER OF PROPERTY 141 CLIFTON AVENUE, BEING THE DIFFERENCE BETWEEN DEPOSIT FOR ESTIMATED COST OF SEWER CONNECTION BASED ON INFORMATION FROM PLAN OF BUREAU OF SEWERS, AND ACTUAL COST OF WORK.

The motion was seconded by Councilman Santoro and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

February 18, 1959

7-R-e. Councilman Santoro presented and moved RESOLUTION AUTHORIZING PAYMENT OF $500.00 TO JOHN R. BURNETT FOR SERVICES AS ARBITRATOR IN MATTER OF ARBITRATION OF CONTROVERSY BETWEEN NEWARK CENTER CORPORATION AND THE CITY OF NEWARK.

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-f. Councilman Santoro presented and moved RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND THE SUM OF $84.80 TO THE AMERICAN HEALTH INSURANCE COMPANY, CHECK SENT IN ERROR AS INSURED, SHEILA RING, A PATIENT AT MARTLAND MEDICAL CENTER, WAS NOT YET ENTITLED TO BENEFITS UNDER THE POLICY; AND BILL WAS PAID BY HUSBAND OF PATIENT.

The motion was seconded by Councilman Santoro and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-g. Councilman Melillo presented and moved RESOLUTION AUTHORIZING THE LAW DEPARTMENT TO PREPARE A DEMOLITION ORDINANCE IN ACCORD WITH THE AUTHORITY AS CONTAINED IN R.S.40:48-2.3 ET SEQ., AS AMENDED AND REPEALING SECTIONS 7.360 TO 7.368 AND SECTION 14.406 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, 1951.

(See Item 8-b in the minutes of this meeting)

The motion was seconded by Councilman Gordon and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-h. Councilman Addonizio presented and moved RESOLUTION APPROVING OFFER BY LOUIS A. COLELLA TO PURCHASE CITY-OWNED PROPERTY AT 42 ABBOTSFORD AVENUE, BLOCK 4192, LOTS 36, FOR $900.00; AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR FINAL BIDS.

The motion was seconded by Councilman Cooper and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-i. RESOLUTION APPROVING OFFER BY NICHOLAS CONZOLA TO PURCHASE CITY-OWNED PROPERTY AT 69 JACKSON STREET, BLOCK 2000, LOT 30, FOR $900.00; AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR FINAL BIDS.

A motion to defer action on this matter was made by Councilman Gordon, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-j. Councilman Melillo presented and moved RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC WORKS TO APPLY TO THE STATE HIGHWAY COMMISSIONER FOR TRANSFER OF BALANCES OF STATE APPROPRIATIONS AMOUNTING TO $26,007.31 FROM THE ALLOTMENT OF FUNDS TO THE CITY OF NEWARK BY THE "FORMULA METHOD" AND $4,089.20 FROM "MOTOR VEHICLE REVENUES-HERRICK FUND" DURING 1957, FOR REPAVING PART OF NEW STREET AND SCHOOL STREET.

The motion was seconded by Councilman Brady and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-k. Councilman Callaghan presented and moved RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC WORKS TO APPLY TO THE STATE HIGHWAY COMMISSIONER FOR STATE AID IN THE SUM OF $210,298.00 FOR REPAVING PARTS OF NEW STREET, BURNET STREET, MILLER STREET AND WILLIAM STREET; AND RESURFACING PARTS OF MEEKER AVENUE, BERGEN STREET, FERRY STREET, MT. PROSPECT PLACE, NO. TWELFTH STREET, SO. TWELFTH STREET AND SO. THIRTEENTH STREET; BALANCE OF $28,051.14 TO BE PAID FROM THE 1959 STATE AID ALLOTMENT (FORMULA METHOD).

The motion was seconded by Councilman Santoro and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-l. Councilman Melillo presented and moved RESOLUTION AMENDING SPECIFIC ALLOCATION PROVIDED FOR IN "RESOLUTION 7-R-e ADOPTED APRIL 2, 1958 SETTING UP THE TERMS AND CONDITIONS OF CONTRACT BY THE CITY OF NEWARK AND THE PARKING AUTHORITY FOR THE ACQUISITION AND DEVELOPMENT OF SEVEN NEIGHBORHOOD PARKING AREAS" TO PERMIT EXPENDITURE OF $700,000.00 WITHOUT SPECIFIC ALLOCATION FOR EACH PROPOSED PARKING PROJECT.

The City Clerk said this resolution was amended by changing several words in the resolution as well as adding Paragraph #4 stating "This action is consistent with the previous action of the Municipal Council taken on April 2, 1958 and August 18, 1958".

The resolution, as amended, was moved by Councilman Melillo, seconded by Councilman Gordon and the roll being called the resolution, as amended, was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-m. Councilman Cooper presented and moved RESOLUTION ACCEPTING AN OFFER OF THE UNITED STATES TO MAKE AN ADVANCE OF FEDERAL FUNDS TO THE CITY OF NEWARK, NEW JERSEY, TO AID IN FINANCING THE COST OF CERTAIN SURVEYS AND PLANS FOR URBAN RENEWAL PROJECT NO. N.J. R-38.

(Copies of correspondence and minutes from Newark Commission on Neighborhood Conservation and Rehabilitation and from Associated Community Councils of Newark submitted to each member of the Council)

The motion was seconded by Councilman Callaghan and the roll being called the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-n. Councilman Melillo presented and moved RESOLUTION AUTHORIZING THE DIRECTOR OF FINANCE TO REFUND THE SUM OF $56.11 TO SETH BERBERIAN, SAID SUM BEING TAXES PAID IN FULL ON PROPERTY 23 BRIDGE STREET, NEWARK, NEW JERSEY WHICH THE CITY OF NEWARK BOUGHT FROM HIM.

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-o. Councilman Callaghan presented and moved RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND THE SUM OF $26.00 TO CHARLES GIULIANO, 614 NO. 5TH STREET, NEWARK, NEW JERSEY, AS APPLICATIONS FOR RESTAURANT AND CIGAR LICENSES, TO BE EFFECTIVE FROM FEBRUARY 1, 1959 , WERE DISAPPROVED BY THE POLICE DEPARTMENT.

The motion was seconded by Councilman Cooper and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-p. Councilman Callaghan presented and moved RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND THE SUM OF $26.00 TO ANTONIO PLAIA, 91 FLEMING AVENUE, NEWARK, NEW JERSEY, AS APPLICATIONS FOR RESTAURANT AND CIGAR LICENSES, TO BE EFFECTIVE FROM FEBRUARY 1, 1959, WERE DISAPPROVED BY THE POLICE DEPARTMENT.

The motion was seconded by Councilman Cooper and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-q. Councilman Callaghan presented and moved RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND THE SUM OF $26.00 TO CONNIE PALMIERI, 40 BERGEN STREET, NEWARK, NEW JERSEY, AS APPLICATIONS FOR RESTAURANT AND CIGAR LICENSES, TO BE EFFECTIVE FROM FEBRUARY 1, 1959, WERE DISAPPROVED BY THE POLICE DEPARTMENT.

The motion was seconded by Councilman Cooper and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-r. Councilman Addonizio presented and moved RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND THE SUM OF $100.00 TO JOSEPH GREEN, C/O SANFORD E. CHERNIN, ESQ., 60 PARK PLACE, NEWARK, NEW JERSEY, IN THE REMISSION OF A FINE OF THAT SUM PREVIOUSLY PAID.

The motion was seconded by Councilman Santoro and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-s. RESOLUTION AMENDING ORIGINAL LEASE AGREEMENT ENTERED INTO BETWEEN THE CITY OF NEWARK AND IVY HILL PARK APARTMENTS, INC., DATED APRIL 21, 1955, IN ORDER TO RELOCATE THE

CIVIL DEFENSE AND DISASTER CONTROL CENTER FROM BUILDING NO. 1, IVY HILL PARK APARTMENTS, TO 35 MANOR DRIVE, ALSO KNOWN AS BUILDING NO. 2, IVY HILL PARK APARTMENTS.

A motion to defer further action on this matter was made by Councilman Addonizio, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-t. Councilman Melillo presented and moved RESOLUTION APPROVING BONDS FOR THREE (3) CONSTABLES FOR THE YEAR 1959.

The motion was seconded by Councilman Cooper and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-u. Councilman Callaghan presented and moved RESOLUTION CANCELLING ASSESSMENTS FOR 1947 AND 1955 IN THE SUM OF $18,900. FOR EACH YEAR, ON LAND AND BUILDING, 108 CLINTON AVENUE, NEWARK, OWNED BY NEWARK LODGE NO. 21 OF THE BENEVOLENT AND PROTECTIVE ORDER OF ELKS, IN ACCORDANCE WITH THE ACTION OF THE BOARD OF ASSESSMENT AND REVISION OF TAXES.

The motion was seconded by Councilman Santoro.

Councilman Melillo said there apparently was some misinformation that was spread abroad with regard to a request that he made relevant to this resolution. He wished to state for the record that he did request certain information in answer to questions which he wished answered. He said information he received was satisfactory and, therefore, he would vote in the affirmative on this resolution.

The roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

MOTIONS.

7-M-a. A MOTION DIRECTING THE CITY CLERK TO PREPARE A RESOLUTION ON THE DEMISE OF THE LATE CHIEF OF POLICE JOHN F. HARRIS AND TO TRANSMIT A COPY TO THE FAMILY, was made by President Bontempo and seconded by Councilman Brady.

Councilman Brady remarked he had worked with the late Chief Harris for many years and the late Chief had made a distinguished record during his service on the Newark Police force.

Councilman Brady expressed his personal sincere regrets at the news of the demise of Chief Harris and was pleased that the Governing Body was offering this resolution expressing the Council's regret on Chief Harris' death.

President Bontempo remarked he too had served with Chief Harris and he had been on the first radio car to be dispatched by the City of Newark under the supervision of the late Chief Harris. President Bontempo also expressed deep regret at the passing of the late Chief Harris.

The motion directing the City Clerk to prepare and transmit a resolution on the demise of the late Chief of Police John F. Harris, was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED FEBRUARY 6, 1959, ENCLOSING PROPOSED ORDINANCE "A FURTHER SUPPLEMENT TO AN ORDINANCE ENTITLED 'AN ORDINANCE TO ESTABLISH THE NAMES OF CERTAIN STREETS IN THE CITY OF NEWARK'".

(This ordinance designates that Gouverneur Street, extending from Broadway to Passaic Street, be changed to Benedek Street)

(Copy of ordinance and forwarding letter submitted to each member of the Council)

A motion that the communication be received and placed on file was made by Councilman Melillo and seconded by Councilman Santoro.

Councilman Melillo stated the letter received from the Business Administrator with reference to this ordinance contained two reasons for the requested change in the name of Gouverneur Street: (1) It would honor a Newark industrialist who has brought industry to the City and particularly to this area. (2) It would eliminate the confusion between the similarity in the names of Gouverneur Street and Governor Street.

Councilman Melillo related in detail the role played in Newark's history by Isaac Gouverneur, a prominent resident of the City during the 18th Century for whom this street was named and who has been called "One of Newark's most generous and public spirited residents". He pointed out there is frequent mention in books containing the

history of the City of this former resident of Newark, and was critical of the fact that the Municipal Council is being asked to destroy a part of the background history of the City of Newark.

Councilman Melillo felt to name this street for a living person was of questionable taste. There was no mention whether the individual to be honored is a resident of the City or if he has done anything outstanding for the City. The main thing, he pointed out, was that he brought industry to the City.

Councilman Melillo asserted there are many outstanding people in the City who have contributed a great deal to the City's growth and progress and no move has been made to name streets after them. He cited several names of leading figures now in the City and said he was sure they would reject any offer to name streets after them. He added this is not the first attempt by the Administration to change the name of Gouverneur Street. As recently as May 16, 1958, he reported, a placque citing the historical and civic background of Isaac Gouverneur had been erected on Gouverneur Street by the Schoolmen's Club with the help of pennies contributed by the children of the City of Newark. He felt the Council should not contribute in destroying the historical landmarks of the City.

Councilman Melillo remarked if there had to be a change in the name of streets in order to avoid confusion, he would rather see the name of Governor Street changed instead of Gouverneur Street.

Councilman Gordon pointed out that since Governor Street is in the section of the City which he represents, and that the residents in that area love the names of their streets, he was sure they did not want the name of Governor Street changed.

The motion that the communication be received and placed on file was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-b. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED FEBRUARY 6, 1959, ENCLOSING PROPOSED "ORDINANCE RELATING TO THE REPAIR, CLOSING AND DEMOLITION OF BUILDINGS UNFIT FOR HUMAN HABITATION OR OCCUPANCY OR USE, AND PROVIDING FOR THE REMEDIES AND PROCEDURES IN CONNECTION WITH ACTION TAKEN UNDER THIS ORDINANCE; REPEALING THE EXISTING SECTIONS 7.360 TO 7.368 INCLUSIVE AND SECTION 14.406 OF THE

REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AND CREATING NEW SECTIONS 7.360 TO 7.368 INCLUSIVE IN LIEU OF THE REPEALED SECTIONS".

(See action on Resolution 7-R-g, Page 22, in the minutes of this meeting)

(Copy of ordinance and resolution submitted to each member of the Council)

A motion to defer action on this matter was made by Councilman Melillo, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-c. The City Clerk presented COMMUNICATION FROM LAUTER'S, 561 BROAD STREET, NEWARK, RECEIVED FEBRUARY 9, 1959, WITH RESPECT TO PROPOSED PARKING GARAGE UNDER MILITARY PARK.

(Copy submitted to each member of the Council, Parking Authority, Mayor)

A motion to refer this matter to the Council Committee to Study the Proposals Offered by Mayor Carlin and the Parking Authority to Provide for Three Parking Projects in the Downtown Area, was made by Councilman Cooper, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-d. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED FEBRUARY 6, 1959, RESUBMITTING AN OFFER FROM THE TOWNSHIP OF CEDAR GROVE TO PURCHASE 44.45 ACRES OF CITY-OWNED LAND ON THE WEST SIDE OF RIDGE ROAD, TOWNSHIP OF CEDAR GROVE, BLOCK 250, LOTS 37 TO 60 INCLUSIVE AND 81 TO 400 INCLUSIVE, IN THE SUM OF $130,550.00.

(Copy of communication, offer and resolution passed by Township of Cedar Grove submitted to each member of the Council)

A motion to defer action on this matter until such time as the President of the Municipal Council appoints a Council Committee of two to study this area with the Analyst and report to the Council, was made by Councilman Addonizio, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo announced he will appoint this Committee within the next few days.

8-e. The City Clerk presented COPY OF COMMUNICATION ADDRESSED TO DIRECTOR OF POLICE DEPARTMENT JOSEPH F. WELDON FROM JOHN J. GOFF, PRESIDENT, ESSEX COUNCIL NUMBER ONE, NEW JERSEY CIVIL SERVICE ASSOCIATION, WITH RESPECT TO TITLE OF DETECTIVE IN POLICE DEPARTMENT.

(Copy of communication submitted to each member of the Council)

A motion that the communication be received and placed on file was made by Councilman Callaghan, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

None.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a. The City Clerk reported the following Bingo and Raffles Licenses were issued from February 2, 1959 to February 13, 1959:

BINGO LICENSES

LICENSEE	LICENSE NO.
St. Mary's Church	1260 (Amended)
St. John's Ukrainian Catholic Church	1507
Cathedral of Sacred Heart	1510
Rose Fisch Kaunitz Memorial	1517

RAFFLES LICENSES

LICENSEE	LICENSE NO.
St. Michael's Roman Catholic Church	1503

February 18, 1959

RAFFLES LICENSES (Continued)

LICENSEE	LICENSE NO.
Jewish Community Center of Summit, N. J.	1504
The Leaguers, Inc.	1505
St. Casimir's Church	1506
St. Mary's Orphanage Guild	1508
Upsilon Phi Chapter of Omega Psi Phi Fraternity	1511
St. Augustine's Church Rosary Society	1512
St. Augustine's Church Rosary Society	1513
Rosary Altar Society of St. Rocco's Church	1514
Rosary Altar Society of St. Rocco's Church	1515
Rosary Altar Society of St. Rocco's Church	1516
Tabernacle Baptist Church	1518

A motion to concur in the report was made by Councilman Addonizio, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

RELEASES

None.

ADJOURNMENT.

12. A motion to adjourn this meeting was made by Councilman Gordon, seconded by Councilman Turner and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

This meeting adjourned at 9:35 P. M.

Approved:

Harry S. Reichenstein
City Clerk

Michael A. Bontempo
President

P

Newark, New Jersey, March 4, 1959

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 8:00 P.M.

The audience arose for the National Anthem.

The prayer was offered by Reverend Roy Hendricks, St. James Episcopal Church.

President Bontempo called the meeting to order and asked for roll call.

Present: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo, City Clerk Harry S. Reichenstein, Clerk of the Municipal Council; Sergeant Alexander Grambar, Sergeant-at-Arms.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

4-a. The City Clerk presented NORTH JERSEY DISTRICT WATER SUPPLY COMMISSION COMPARATIVE SUMMARIES 1958-1959 BUDGETS.

A motion that the Comparative Summaries 1958-1959 Budgets be received and placed on file was made by Councilman Brady, seconded by Councilman Addonizio.

President Bontempo stated he was voting in the negative on this matter due to the fact that the City has 40% interest in the North Jersey District Water Supply Commission and he was of the opinion there should be representation of the City of Newark on this Board.

Councilman Addonizio said he concurred in the remarks of President Bontempo that the City should have representation on this Commission, but since the Council's action was merely to receive and file this item, he would vote in the affirmative.

The motion that the Comparative Summaries 1958-1959 Budgets be received and placed on file was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner.

No: President Bontempo.

4-b. The City Clerk presented COPY OF MINUTES OF BOARD OF ADJUSTMENT HEARING HELD FEBRUARY 10, 1959.

A motion that the copy of the minutes be received and placed on file was made by Councilman Melillo, seconded by Councilman Callaghan and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-c. The City Clerk presented <u>REPORT OF RECEIPTS AND DISBURSEMENTS, DEPARTMENT OF FINANCE, FOR THE MONTH OF JANUARY, 1959.</u>

A motion that the report be received and placed on file was made by Councilman Addonizio, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-d. The City Clerk presented <u>REPORT OF IVY HAVEN, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTH OF JANUARY, 1959.</u>

A motion that the report be received and placed on file was made by Councilman Cooper, seconded by Councilman Brady.

President Bontempo said he was voting in the negative on the receiving and filing of this report since there is an investigation going on in the Department of Health and Welfare, of which Department Ivy Haven is a division.

The motion that the report be received and placed on file was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner.

No: President Bontempo.

4-e. The City Clerk presented <u>ANNUAL REPORT ON THE PROGRESSIVE STRENGTHENING OF THE WORKABLE PROGRAM FOR URBAN RENEWAL, NEWARK, NEW JERSEY, ISSUED BY THE OFFICE OF THE MAYOR.</u>

(Copy submitted to each Member of the Council)

A motion that the report be received and placed on file was made by Councilman Brady, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

March 4, 1959

4-f. The City Clerk presented MINUTES OF MEETING OF PASSAIC VALLEY SEWERAGE COMMISSION HELD JANUARY 12, 1959.

A motion that the minutes be received and placed on file was made by Councilman Brady, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-g. The City Clerk presented REPORT OF MUNICIPAL COURT, PART 6, FOR THE MONTH OF JANUARY, 1959.

A motion that the report be received and placed on file was made by Councilman Melillo, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-h. The City Clerk presented REPORT OF ADMINISTRATION OF PUBLIC ASSISTANCE, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTH OF JANUARY, 1959.

A motion that the report be received and placed on file and directing the City Clerk to submit a copy of the report to each Member of the Municipal Council, was made by Councilman Cooper, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

PENDING BOARD OF ADJUSTMENT APPLICATIONS.

4-A-1. The City Clerk read APPLICATION OF JOSEPH CIFELLI (LOUIS SMITH, OWNER); FOR THE ESTABLISHMENT OF AUTOMOBILE REPAIR SHOP INCLUDING BODY AND FENDER WORK AND SPOT PAINTING IN A 2ND BUSINESS DISTRICT; ON PREMISES 583-585 SOUTH ORANGE AVENUE; SUCH USE TO BE LIMITED TO THE PERIOD ENDING FIVE YEARS FROM DATE HEREOF.

(Vote of Board of Adjustment 3-2. No Objectors)

(Hearing Closed)

A motion to reject the application was made by Councilman Addonizio, seconded by Councilman Brady and adopted by the following votes:

March 4, 1959

Yes: Councilmen Addonizio, Brady, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

No: Councilman Callaghan.

BOARD OF ADJUSTMENT APPLICATIONS.

4-A-2. The City Clerk read APPLICATION OF ORCHARD TERRACE, OWNER;FOR RENEWAL OF PERMIT FOR AUTOMOBILE PARKING STATION IN A 4TH RESIDENCE DISTRICT; ON PREMISES 43-45 PENNINGTON STREET; SUCH USE TO BE LIMITED TO THE PERIOD OF FIVE YEARS ENDING FEBRUARY 17, 1964.

(Vote of Board of Adjustment 5-0. No objectors)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Brady, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-A-3. The City Clerk read APPLICATION OF FRANK DELLI SANTI, OWNER; FOR THE ERECTION OF A 1-FAMILY, SPLIT-LEVEL DWELLING IN A 1ST RESIDENCE DISTRICT; ON PREMISES 507-509 HIGHLAND AVENUE.

(Vote of Board of Adjustment 5-0. 2 Objectors)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Addonizio, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-A-4. The City Clerk read APPLICATION OF NORTHERN NEW JERSEY OIL CO., OWNER); FOR THE REPLACEMENT OF TWO 100,000-GALLON FUEL OIL TANKS WITH ONE 730,000-GALLON TANK; AND INCREASE ONE 630,000-GALLON FUEL OIL TANK TO HOLD 730,000-GALLONS, IN A 2ND INDUSTRIAL DISTRICT; ON PREMISES 2052-2090 MC CARTER HIGHWAY.

(Vote of Board of Adjustment 5-0. No objectors)

March 4, 1959

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

Councilman Melillo asked if there was anyone present representing the applicant. There was no response.

A motion to close the public hearing and defer action on this application to the next meeting of the Municipal Council, March 18, 1959, was made by Councilman Melillo, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

REPORT OF COMMITTEES.

5-a. COUNCIL COMMITTEE TO STUDY THE FAULKNER ACT.

(Councilmen Santoro, Brady, Callaghan)

Chairman Santoro reported progress.

A motion to accept the report was made by Councilman Addonizio, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-b. COUNCIL STUDY COMMITTEE FOR REVISION AND AMENDMENT OF THE CODE.

(Councilmen Gordon, Addonizio, Cooper)

Chairman Gordon reported progress.

A motion to accept the report was made by Councilman Addonizio, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-e. COUNCIL COMMITTEE TO STUDY THE PROPOSALS OFFERED BY MAYOR CARLIN AND THE PARKING AUTHORITY TO PROVIDE FOR THREE PARKING PROJECTS IN THE DOWNTOWN AREA.

(Councilmen Gordon, Addonizio, Melillo)

Chairman Gordon reported progress.

A motion to accept the report was made by Councilman Addonizio, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-f. COUNCIL COMMITTEE TO STUDY GRIEVANCE PLAN.

(Councilmen Santoro, Cooper, Melillo)

Chairman Santoro reported progress.

A motion to accept the report was made by Councilman Addonizio, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-g. COUNCIL COMMITTEE TO STUDY POSSIBILITY OF BROADENING TAX REVENUE AND NEW SOURCES OF REVENUE.

(Councilmen Melillo, Callaghan, Cooper)

Chairman Melillo reported progress.

A motion to accept the report was made by Councilman Addonizio, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-h. COUNCIL COMMITTEE TO STUDY THE CIVILIAN DEFENSE SET-UP.

(Councilmen Addonizio, Cooper, Gordon)

Chairman Addonizio reported progress.

A motion to accept the report was made by Councilman Santoro, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Bontempo called for ordinances on first reading.

6-F-a. The City Clerk read AN ORDINANCE AMENDING RULE III, OF SECTION 2.5, RULES OF PROCEDURE, OF ARTICLE II, RULES OF PROCEDURE AND SALARIES, OF THE REVISED ORDINANCES

March 4, 1959

6-F-a. (Continued)

OF THE CITY OF NEWARK, NEW JERSEY, 1951 AS AMENDED AND SUPPLEMENTED.

(This ordinance would establish the date of Council pre-meeting conferences at 10:00 A.M., on all days on which regular meetings of the Council are held)

(Copy of ordinance submitted to each Member of the Council)

A motionto adopt the ordinance on first reading was made by Councilman Cooper, seconded by Councilman Addonizio.

A motion to table this ordinance was made by Councilman Brady, seconded by President Bontempo and failed of adoption by the following votes:

Yes: Councilmen Brady, Santoro, Turner, President Bontempo.

No: Councilmen Addonizio, Callaghan, Cooper, Gordon, Melillo.

The motion to adopt the ordinance on first reading, made by Councilman Cooper, seconded by Councilman Addonizio was adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Cooper, Gordon, Melillo.

No: Councilmen Brady, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are five and the noes are four. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 18, 1959.

6-F-b. The City Clerk read AN ORDINANCE APPROPRIATING THE SUM OF $4,000 FROM THE CAPITAL IMPROVEMENT FUND TO PROVIDE FOR ADDITIONAL LIGHTING IN THE MUNICIPAL COURTS, ON THE THIRD AND FOURTH FLOORS OF THE CITY HALL ANNEX BUILDING.

(Copy of ordinance submitted to each Member of the Council)
(Business Administrator to meet with Council March 10, 1959)

A motion to defer action on this ordinance was made by Councilman Melillo, seconded by Councilman Cooper.

Councilman Melillo said he was making the request to defer action on this ordinance at the request of a fellow Councilman who desires to study this matter further.

The motion to defer action on this ordinance made by Councilman Melillo, seconded by Councilman Cooper was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

March 4, 1959

6-F-c. The City Clerk read AN ORDINANCE APPROPRIATING THE SUM OF $19,000. FROM THE CAPITAL IMPROVEMENT FUND TO PROVIDE FOR REHABILITATION OF ELECTRICAL SYSTEMS IN THE THIRD PRECINCT BUILDING, FIFTH PRECINCT BUILDING, AND ENGINE NO. 32.

(Copy of ordinance submitted to each Member of the Council)
(Business Administrator to meet with Council March 10, 1959)
A motion to defer action on this ordinance was made by Councilman Melillo, seconded by Councilman Cooper.

Councilman Melillo said he was making the request to defer action on this ordinance at the request of a fellow Councilman who desires to study this matter further.

The motion to defer action on this ordinance made by Councilman Melillo, seconded by Councilman Cooper was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

6-F-d. The City Clerk read AN ORDINANCE APPROPRIATING THE SUM OF ONE MILLION SIX HUNDRED THOUSAND DOLLARS ($1,600,000.00) FROM THE CAPITAL IMPROVEMENT FUND FOR THE ACQUISITION, RAZING, LEVELING, PAVING, EQUIPPING, PREPARATION AND DEVELOPMENT GENERALLY, OF A PRIVATELY OWNED TRACT OF LAND, DESIGNATED AS LOTS 21, 22, 23, 31, 34, 35, 36, 39, 41, 42, 44, 47, 50 AND 54, BLOCK 73 ON THE OFFICIAL TAX MAP OF THE CITY OF NEWARK, NEW JERSEY, APPROXIMATELY 269.27 FEET ON MARKET STREET, 253.09 FEET ON PLANE STREET, 275.95 FEET ON BRANFORD PLACE AND 255.69 FEET ON WASHINGTON STREET, AS REQUIRED FOR THE DEVELOPMENT OF A SITE FOR PUBLIC PARKING OF VEHICLES.

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt this ordinance on first reading was made by Councilman Addonizio, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 18, 1959.

March 4, 1959

6-F-e. The City Clerk read AN ORDINANCE AMENDING SECTION 2.58 OF ARTICLE VI ADMINISTRATION GENERALLY, CHAPTER 2, CITY ADMINISTRATIVE CODE OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED AND SUPPLEMENTED.

(This ordinance would require specifications for purchase of articles, materials and supplies to be produced in the United States of America)

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Callaghan, seconded by Councilman Santoro.

Councilman Callaghan remarked Members of the Council had received telegrams this date protesting the adoption of this ordinance. He stated the signer of the telegram said the Council might be helping to spread communism by the adoption of this ordinance. Councilman Callaghan pointed out the sender of the telegram is the distributor of the Olympia Typewriters which are manufactured in West Germany.

The motion to adopt the ordinance on first reading made by Councilman Callaghan, seconded by Councilman Santoro was adopted by the following votes:

Yeas: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 18, 1959.

PUBLIC HEARINGS ON ORDINANCES AS ADVERTISED.

6-Ph-a. The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for a public hearing, this being the date and time set therefor.

AN ORDINANCE PROVIDING FOR THE VACATION OF ALL THAT PART OF EDWARD STREET, AS THE SAME IS LAID OUT 60 FEET IN WIDTH ON A MAP ENTITLED "MAP OF PROPERTY BELONGING TO W. S. DUNHAM, CHAS. TAYLOR AND S. J. AHEARN SITUATED IN THE 12TH WARD OF THE CITY OF NEWARK, N. J., 1871", EXTENDING FROM AVENUE L EASTERLY 110.90 FEET TO TERMINUS.

Be It Ordained by the Municipal Council of the City of Newark, New Jersey:

Section 1. That all that part of Edward Street, as the same is laid out 60 feet in width on a map entitled "Map of Property belonging to W. S. Dunham, Chas, Taylor and S. J. Ahearn situated in the 12th Ward of the City of Newark, N. J., 1871", extending from Avenue L easterly 110.90 feet to terminus, shall be VACATED as a public street or highway.

All as shown on a map prepared under the direction of this Council, which map is hereto attached and made a part hereof and a copy of which map is on file in the office of the Chief Engineer, Department of Public Works; known and designated as Map No. 1555-V, dated November 17, 1958.

Under and by virtue of the provisions of Section 40: 67-1 (b) of the Revised Statutes of New Jersey, 1937.

Section 2. That this ordinance shall take effect upon adoption and publication according to law.

President Bontempo called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

No one appearing, President Bontempo entertained that the hearing in this matter be closed and a motion to close the hearing was made by Councilman Melillo, seconded by Councilman Addonizio and adopted by the following votes:

Yeas: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

6-Ph-b. The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, this being the date and time set therefor.

AN ORDINANCE PROVIDING FOR THE VACATION, RELEASE AND EXTINGUISHMENT OF THE PUBLIC RIGHTS, IF ANY, OF AND IN ALL THAT PART OF AGATE STREET, ALSO KNOWN AS FLINT STREET, AS THE SAME IS LAID OUT 60 FEET IN WIDTH ON A MAP ENTITLED "MAP OF PROPERTY BELONGING TO NATHANIEL RICHARDS SITUATED IN THE TWELFTH WARD IN THE CITY OF NEWARK, N. J., DATED NOVEMBER 19, 1864" AND ON THE COMMISSIONERS MAP TO LAY OUT STREETS, AVENUES AND SQUARES, EXTENDING FROM A PROPERTY LINE 330 FEET, MORE OR LESS, SOUTH OF ALBERT AVENUE SOUTHERLY TO THE FORMER MORRIS CANAL.

March 4, 1959

Be It Ordained by the Municipal Council of the City of Newark, New Jersey:

Section 1. That all that part of Agate Street, also known as Flint Street, as the same is laid out 60 feet in width on a Map entitled "Map of Property belonging to Nathaniel Richards situated in the Twelfth Ward in the City of Newark, N.J., dated November 19, 1864" and on the Commissioners Map to lay out Streets, Avenues and Squares, extending from a property line 330 feet, more or less, south of Albert Avenue southerly to the former Morris Canal, shall be vacated as a public street or highway and the public rights, if any, therein be released and extinguished.

All as shown on a map prepared under the direction of this Council, which map is hereto attached and made a part hereof and a copy of which map is on file in the office of the Chief Engineer, Department of Public Works, known and designated as Map No. 1558-V, dated November 17, 1953.

Under and by virtue of the provisions of Section 40: 67-1 (b) of the Revised Statutes of New Jersey, 1937.

Section 2. That this ordinance shall take effect upon adoption and publication according to law.

President Bontempo called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

No one appearing, President Bontempo entertained the motion that the hearing in this matter be closed and a motion to close the hearing was made by Councilman Brady, seconded by Councilman Gordon and adopted by the following votes:

Yeas: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

6-Ph-c. The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, this being the date and time set therefor.

AN ORDINANCE TO AMEND "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE OFFICE OF THE CITY CLERK, AND ESTABLISHING SALARIES THEREFOR".

BE IT ORDAINED by the Municipal Council of the City of Newark;

That Section 1 of "An Ordinance Creating Permanent Positions in the Office of the City Clerk, and Establishing Salaries Therefor", be and the same

is hereby amended to establish minimum and maximum salaries for the following permanent position, as set forth opposite the respective title of said position, to wit:

POSITION	ANNUAL MINIMUM SALARY	ANNUAL MAXIMUM SALARY
Clerk-Attendant	$4,000.00	$4,800.00

This ordinance shall become effective January 1, 1959, after final passage and publication according to law.

President Bontempo called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, President Bontempo entertained the motion that the hearing in this matter be closed and a motion to close the hearing was made by Councilman Santoro, seconded by Councilman Gordon and adopted by the following votes:

Yeas: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

6-Ph-d. The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, this being the date and time set therefor.

AN ORDINANCE NAMING AND DESIGNATING AS "SAMUEL E. COOPER MEMORIAL AREA" THE LOWER CLINTON HILL URBAN RENEWAL PROJECT AREA #NJR-38, KNOWN AS 534-544 CLINTON AVENUE.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK:

1. That the plot of ground more particularly described herein shall hereafter be known and designated as "Samuel E. Cooper Memorial Area."

2. Said plot of ground is the Lower Clinton Hill Urban Renewal Project Area #NJR-38, measuring approximately one hundred fifty (150) feet by approximately twelve hundred fifteen (1215) feet and known and designated as Block 3024, Lot 5, and number 534-544 Clinton Avenue on the tax map of the City of Newark.

3. This ordinance shall take effect upon final passage and publication according to law.

President Bontempo called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

March 4, 1959

MR. SOL FANSHEL, 112 SHANLEY AVENUE, NEWARK, NEW JERSEY, representing the Clinton Hill Neighborhood Council spoke in opposition to the ordinance and urged the dedication of this area in the name of Reverend Curtis B. Geyer. During his talk Mr. Fanshel read a number of letters from clergymen and residents of this area endorsing this dedication.

Councilman Callaghan charged that many of the letters cited by Mr.Fanshel were written not knowing the Mayor and Council had already taken action dedicating this area in the name of the late Councilman Samuel E. Cooper. He pointed out that Rabbi Prinz and Monsignor Boyle, after becoming aware of this situation, both indicated they wished to have their letters withdrawn. Councilman Callaghan further stated the objection to this ordinance had just appeared this week, long after the Mayor and Council had determined this area be named for the late Councilman Cooper.

Councilman Gordon related that the Municipal Council, on April 16th, 1958, adopted a resolution to name this Clinton Hill Project in honor of their late colleague. This action was taken prior to any of the communications cited by Mr. Fanshel. Councilman Gordon reported that the late Samuel E. Cooper had been a member of the Board of Directors of the Hebrew Orphanage located at the site in question and at that time recommended that the City purchase this building and establish a recreational area. In cooperation with the Newark Commission for Neighborhood Conservation and Rehabilitation the late Samuel E. Cooper had recommended and urged that federal funds be obtained for the purpose of creating a recreational area on these grounds.

Councilman Gordon read from a newspaper clipping in 1957 in which it was set forth that the Mayor and Council had indicated their desire to name this area for the late Councilman Cooper.

Councilman Gordon reiterated that the Council had adopted a resolution which is just as legal and binding as an ordinance, to name this area for their late colleague and what the Council is doing now, by ordinance, is merely strengthening their previous action.

MR. ARTHUR FISCHBEIN, 282 CHANCELLOR AVENUE, NEWARK, NEW JERSEY, commended the Council for their action in presenting this ordinance and stated

he was heartily in favor of its adoption.

MISS AGNES COLEMAN, 605 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY, Chairman of the Newark Commission for Neighborhood Conservation and Rehabilitation, said she was amazed to listen to the remarks of Mr. Fanshel and hear no mention of the tremendous efforts expended by the Newark Commission for Neighborhood Conservation and Rehabilitation on this project. She pointed out the members of the Newark Commission for Neighborhood Conservation and Rehabilitation had worked very hard and diligently with federal and regional officials on this matter.

Miss Coleman remarked she personally knew both the late Councilman Cooper and the late Reverend Geyer and felt it was unfortunate that this controversy had to arise. She stated the facts outlined by Councilman Gordon as it pertained to the late Samuel E. Cooper were correct.

No one else appearing, President Bontempo entertained the motion that the hearing in this matter be closed and a motion to close the hearing was made by Councilman Gordon, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Bontempo called for ordinances on second reading and final passage.

6-S & F-a. The City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage:

AN ORDINANCE PROVIDING FOR THE VACATION OF ALL THAT PART OF EDWARD STREET, AS THE SAME IS LAID OUT 60 FEET IN WIDTH ON A MAP ENTITLED "MAP OF PROPERTY BELONGING TO W. S. DUNHAM, CHAS. TAYLOR AND S. J. AHEARN SITUATED IN THE 12TH WARD OF THE CITY OF NEWARK, N. J., 1871", EXTENDING FROM AVENUE L EASTERLY 110.90 FEET TO TERMINUS.

A motion to adopt the ordinance on second reading and final passage was made by Councilman Brady, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo,

Santoro, Turner, President Bontempo.

President Bontempo: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. the Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-b. The City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage:

AN ORDINANCE PROVIDING FOR THE VACATION, RELEASE AND EXTINGUISHMENT OF THE PUBLIC RIGHTS, IF ANY, OF AND IN ALL THAT PART OF AGATE STREET, ALSO KNOWN AS FLINT STREET, AS THE SAME IS LAID OUT 60 FEET IN WIDTH ON A MAP ENTITLED "MAP OF PROPERTY BELONGING TO NATHANIEL RICHARDS SITUATED IN THE TWELFTH WARD IN THE CITY OF NEWARK, N. J., DATED NOVEMBER 19, 1864" AND ON THE COMMISSIONERS MAP TO LAY OUT STREETS, AVENUES AND SQUARES, EXTENDING FROM A PROPERTY LINE 330 FEET, MORE OR LESS, SOUTH OF ALBERT AVENUE SOUTHERLY TO THE FORMER MORRIS CANAL.

A motion to adopt the ordinance on second reading and final passage was made by Councilman Melillo, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-c. The City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage:

AN ORDINANCE TO AMEND "AN ORDINANCE CREATING PERMANENT POSITIONS IN THE OFFICE OF THE CITY CLERK, AND ESTABLISHING SALARIES THEREFOR".

A motion to adopt the ordinance on second reading and final passage was made by Councilman Santoro, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-d. The City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage:

AN ORDINANCE NAMING AND DESIGNATING AS "SAMUEL E. COOPER MEMORIAL AREA" THE LOWER CLINTON HILL URBAN RENEWAL PROJECT AREA #NJR-38, KNOWN AS 534-544 CLINTON AVENUE.

A motion to adopt the ordinance on second reading and final passage was made by Councilman Gordon, seconded by Councilman Addonizio.

Councilman Melillo stated there was no doubt in his mind that the late Reverend Curtis B. Geyer was a very praiseworthy individual. However, he wished to point out that this evening he had received a telephone call from Mrs. Neal Owens during which she informed Councilman Melillo she had telephoned Mr. Winters, President of the Clinton Hill Neighborhood Council that it was her desire that her letter endorsing the dedication of the Urban Renewal Project in the name of Reverend Geyer be omitted from any statement made to the Council by the representative of the Neighborhood Council and she further requested that a statement be made to the effect that this letter be stricken from any remarks made.

The motion to adopt the ordinance on second reading and final passage made by Councilman Gordon and seconded by Councilman Addonizio was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

Not Voting: Councilman Cooper.

HEARINGS OF CITIZENS.

6-HC-a. MR. ARTHUR FISHBEIN, 282 CHANCELLOR AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council on the subject "CONDUCT OF MEETINGS IN COUNCIL CHAMBER".

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6-HC-b. MRS. LAWRENCE NORTHWOOD, 635 HIGH STREET, NEWARK, NEW JERSEY, representing the Newark Tenants League, addressed the Municipal Council on the subject, "THE NEED FOR REINSTATEMENT OF RENT CONTROL".

A MOTION THAT THE MUNICIPAL COUNCIL MEMORIALIZE THE GOVERNOR OF THE STATE OF NEW JERSEY TO CALL A PUBLIC HEARING AND MEETING OF THE LEGISLATURE TO DISCUSS THE REINSTATEMENT OF RENT CONTROL, was made by Councilman Cooper, seconded by Councilman Brady.

Councilman Melillo stated he wished to amend the motion made by Councilman Cooper to the effect that A COPY OF THE COUNCIL MOTION BE SENT TO THE VARIOUS MEMBERS OF THE COMMITTEE IN THE LEGISLATURE TO WHICH THE ASSEMBLY BILL ON RENT CONTROL HAS BEEN REFERRED. The amendment to the motion was seconded by Councilman Callaghan.

The motion, as amended, was declared adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

6-HC-c. MRS. LEVON KACHADOURIAN, 372 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY, representing the Parent Teachers' A sociation, addressed the Municipal Council on the subject, "TEACHERS' SALARIES".

6-HC-d. MR. AARON GOFF, 46 SCHUYLER AVENUE, NEWARK, NEW JERSEY, representing the Newark Teachers' Union, addressed the Municipal Council on the subject, "SCHOOL BUDGET".

6-HC-e. MR. JOHN SHEPS, 25 HILLSIDE TERRACE, NEWARK, NEW JERSEY, representing the Newark Teachers' Association, addressed the Municipal Council on the subject, "TEACHERS' SALARIES".

6-HC-f. MR. BEN CUMMINS, 1025 BROAD STREET, NEWARK, NEW JERSEY, addressed the Municipal Council on the subject, "REDEVELOPMENT OF NEWARK".

6-HC-g. MRS. HARRIET LOWING, 775 HIGH STREET, NEWARK, NEW JERSEY, addressed the Municipal Council on the subject, "REINSTATEMENT OF RENT CONTROL".

6-HC-h. MRS. LOTTIE GORDON, 28 BOCK AVENUE, NEWARK, NEW JERSEY, representing the South Side High School, P. T. S. A., addressed the Municipal Council on the subject, "BOARD OF EDUCATION BUDGET".

6-HC-i. MRS. LILLIAN SCHUCHTER, 309 AVON AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council on the subject, "SHOLEM ALEICHEM SQUARE".

Councilman Cooper recommended that this item be placed on the Calendar for the March 10th, 1959 Special Conference of the Municipal Council.

6-HC-j. MRS. MARY ABBATE, 73 ALEXANDER STREET, NEWARK, NEW JERSEY, addressed the Municipal Council on the subject, "REQUEST FOR LEGAL ACTION".

President Bontempo informed Mrs. Abbate Councilman Addonizio would discuss her problems with her.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a. The City Clerk called for further bids based upon Resolution No. 7-R-b, adopted February 18, 1959, which resolution approved offer by Nat Kleinwaks and Sam Kobrin to purchase City-owned property at 21-23, 25-27, 29-31, 33, 35-37, 39, 41, 43-45, 47, 49, 51-53, 55, 57 Stecher Street, Block 3731A, Lots 10, 11, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22 and 23, for $24,000.00.

Mr. Dan Menza, 329 Frelinghuysen Avenue, Newark, New Jersey and Mr. Nat Kleinwaks, 9 Clinton Street, Newark, New Jersey, offered bids on this property.

The highest bid for this property, $32,500.00, was made by Mr. Dan Menza, 329 Frelinghuysen Avenue, Newark, New Jersey.

A motion to close the bidding and accept the highest bid, offered by Mr. Dan Menza, was made by Councilman Callaghan, seconded by Councilman Gordon and adopted by the following votes:

Yeas: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

Councilman Callaghan presented and moved RESOLUTION ACCEPTING BID OF MENZA'S COAL COMPANY, INC. FOR PURCHASE OF CITY-OWNED PROPERTY AT 21-23, 25-27,

29-31, 33, 35-37, 39, 41, 43-45, 47, 49, 51-53, 55, 57 STECHER STREET, BLOCK 3731A, LOTS 10, 11, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22 AND 23, FOR $32,500.00.

The motion was seconded by Councilman Gordon and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-b. The City Clerk called for further bids based upon Resolution No. 7-R-h, adopted February 18, 1959, which resolution approved offer by Louis A. Colella to purchase City-owned property at 42 Abbotsford Avenue, Block 4192, Lot 36, for $900.00.

There were no further bids for this property.

A motion to close the bidding and accept the bid offered by Louis A. Colella, 1308 Clinton Avenue, Irvington, New Jersey, was made by Councilman Brady, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

Councilman Brady presented and moved RESOLUTION ACCEPTING BID OF LOUIS A. COLELLA FOR PURCHASE OF CITY-OWNED PROPERTY AT 42 ABBOTSFORD AVENUE, BLOCK 4192, LOT 36, FOR $900.00.

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-c. Councilman Santoro presented and moved RESOLUTION APPROVING OFFER BY NICHOLAS CONZOLA TO PURCHASE CITY-OWNED PROPERTY AT 69 JACKSON STREET, BLOCK 2000, LOT 30, FOR $900.00; AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR FINAL BIDS.

The motion was seconded by Councilman Melillo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

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7-R-d. RESOLUTION AMENDING ORIGINAL LEASE AGREEMENT ENTERED INTO BETWEEN THE CITY OF NEWARK AND IVY HILL PARK APARTMENTS, INC., DATED APRIL 21, 1955, IN ORDER TO RELOCATE THE CIVIL DEFENSE AND DISASTER CONTROL CENTER FROM BUILDING NO. 1, IVY HILL PARK APARTMENTS, TO 35 MANOR DRIVE, ALSO KNOWN AS BUILDING NO. 2, IVY HILL PARK APARTMENTS.

A motion to defer further action on this resolution was made by Councilman Addonizio, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-e. Councilman Gordon presented and moved RESOLUTION CONCURRING IN AND CONSENTING TO APPROPRIATION OF $24,328,837.00 FIXED BY THE BOARD OF SCHOOL ESTIMATE FOR USE FOR PUBLIC SCHOOLS IN NEWARK SCHOOL DISTRICT, SCHOOL YEAR 1959-1960 AND APPROPRIATING $23,418,968.50 AS THE AMOUNT TO BE RAISED IN THE 1959 TAX LEVY.

(Copy submitted to each Member of the Council)

The motion was seconded by Councilman Callaghan.

Councilman Cooper remarked she was glad to hear some of the speakers state their children had received a good education in the City of Newark and that the standards and levels of our school system were such that she was proud of the type of education her children had received. She stated there were many facets of the Board of Education Budget that leave much to be desired but felt many questions might be resolved by a meeting of the minds which would be of mutual benefit to all concerned. She was sure the Council, as well as the Mayor and the Board of Education were interested in fair salaries for teachers and in good schools.

Councilman Cooper said because she felt there are many items in the Budget that could stand revaluation, she was going to vote no on this resolution on the basis of a revaluation and survey by the Board of Education.

Councilman Brady said he was in accord with many of the remarks made by Councilman Cooper and was in favor of an increase for teachers and any other deserving city employees. However, if the budget is returned to the Board of Education, there is no assurance they will give it consideration and they are under no legal obligation to follow recommendations made by the Municipal Council. Councilman

Brady pointed out the delay in approval of this budget might result in the holding up of salaries of Board of Education employees. He added if the Board decided to change their position with respect to salary increases, emergency resolutions could always be presented and the requests could be granted.

Councilman Gordon asserted the question of new schools and rehabilitation of schools is not a budgetary item. This is an item for a bond issue. Councilman Gordon discussed the subject of substitutes in the school system, on which much stress had been laid. He pointed out some substitutes teach the entire year and many of them prefer this status. He added the Council has no legal right to impress its will on the Board of Education and he could see no point in returning their budget which might create a false sense of security. He further declared those who feel the law which establishes the Board of Education as an autonomous body to be unfair, must appeal to the State Legislature to change that statute. Councilman Gordon remarked he feels the teachers in our school system are good teachers and will remain so in spite of the salary question.

Councilman Callaghan remarked several questions had been raised on this subject tonight. He felt many of these matters should have been discussed long before budget time. Other employee groups had met with the Mayor and negotiated salary questions. Councilman Callaghan reported that approximately 40 cents of every City tax dollar is presently being expended directly or indirectly for educational purposes. He said the question of negotiations by teacher groups with the Board of Education should be raised before budget time. Councilman Callaghan stated he intended to vote in favor of this resolution and remarked this Council had never rejected items setbefore them for educational purposes. He said the record will show that the Council is not anti-education.

Councilman Melillo remarked that the teachers' salary question was a very serious situation confronting the City and in order to grant this request, the increased tax rate would have a drastic effect on property owners. He remarked perhaps the Council Committee to Study Possibility of Broadening Tax Revenue and New Sources of Revenue, might bring up some suggestions for new sources of revenue. He felt the present teacher salary range is unrealistic because of the rise in the cost of living. However, he could not conceive raising salary ranges this year

because the impact on the tax rate would be unbearable. Once an increase was granted to this particular group, the Council would have to consider all City employees. He felt the Board of Education was remiss in not listening to the teacher groups and there was justification in holding a joint hearing for all concerned.

Councilman Santoro said, as one of the two Council Members on the Board of School Estimate, he had recommended the budget be returned to the Board of Education for various reasons. One question was the problem of the large number of substitute teachers on the payroll. He felt the entire budget should be re-valuated and he also stressed he believes various groups should be granted their legal right to bargain collectively. Councilman Santoro added it was his opinion this budget be returned with the recommendation it be restudied and revaluated by the Board. Further, he hoped every effort will be made towards the establishment of a collective bargaining committee on a City-wide basis.

Councilman Addonizio declared during his short tenure on the Board of School Estimate, some things were very apparent. He felt the Members of the Council on the Board of School Estimate should be permitted to participate in pre-budget discussions with the Board of Education so that they will be more familiar with the contents of the final budget.

At this point President Bontempo introduced Dr. Kennelly, Superintendent, Mr. Arnold Hess, Secretary; Mr. Fox, Counsel; and four Members of the Board of Education who were present in the audience.

President Bontempo asserted there was not a greater advocate for raises for City employees than himself. The objections and recommendations should have been presented long before this time, so ample time could have been given to study the matter more thoroughly. He added this resolution should be adopted and in the event the Board of Education reconsidered salary increases, emergency resolutions can always be presented to the Council. He suggested a meeting of the minds be arranged to resolve this situation.

Councilman Cooper also felt, in courtesy to the representatives of the organizations who appeared before the Council this evening, a meeting should be held to thoroughly discuss the Board of Education budget.

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The motion to adopt RESOLUTION CONCURRING IN AND CONSENTING TO APPROPRIATION OF $24,328,837.00 FIXED BY THE BOARD OF SCHOOL ESTIMATE FOR USE FOR PUBLIC SCHOOLS IN NEWARK SCHOOL DISTRICT, SCHOOL YEAR 1959-1960 AND APPROPRIATING $23,418,968.50 AS THE AMOUNT TO BE RAISED IN THE 1959 TAX LEVY, made by Councilman Gordon, seconded by Councilman Callaghan was adopted by the following votes:

Yes: Councilmen Brady, Callaghan, Gordon, Melillo, Turner, President Bontempo.

No: Councilmen Addonizio, Cooper, Santoro.

A MOTION THAT IN THE NEAR FUTURE THE COUNCIL INVITE THE BOARD OF EDUCATION MEMBERS, SUPERINTENDENT OF SCHOOLS KENNELLY, SECRETARY HESS, REPRESENTATIVES OF THE TEACHERS' UNION AND TEACHERS' ASSOCIATION, AND MAYOR CARLIN TO MEET WITH THE GOVERNING BODY TO FULLY DISCUSS THIS ENTIRE BOARD OF EDUCATION MATTER, was made by Councilman Cooper and seconded by Councilman Santoro.

Councilman Gordon pointed out that even if such a meeting were held and recommendations made, the Board of Education can then decide to do as it sees fit in its judgment and is under no legal obligation to follow the recommendations of the Council. Unless the Council has some degree of assurance from the Board of Education that they will accept the recommendations made, such a meeting would be of no avail.

Councilman Callaghan felt it would be more effective if ground rules were set up for any negotiations and suggested that a Board of Arbitration be established to solve problems such as these.

Councilman Turner remarked it was strange that each year salary ranges and teachers' increments were presented at this "zero hour".

Councilman Melillo was of the opinion there should be quarterly meetings set up at which Members of the Council, the Mayor and the Board of Education might fully discuss common problems voluntarily.

The MOTION THAT IN THE NEAR FUTURE THE COUNCIL INVITE THE BOARD OF EDUCATION MEMBERS, SUPERINTENDENT OF SCHOOLS KENNELLY, SECRETARY HESS, REPRESENTATIVES OF THE TEACHERS' UNION AND TEACHERS' ASSOCIATION, AND MAYOR CARLIN TO MEET WITH THE GOVERNING BODY TO FULLY DISCUSS THIS ENTIRE BOARD OF EDUCATION MATTER, made by Councilman Cooper, seconded by Councilman Santoro was lost by the following votes:

Yes: Councilmen Addonizio, Cooper, Santoro.

No: Councilmen Callaghan, Gordon, Melillo, Turner.

Not Voting: Councilmen Brady, President Bontempo.

A MOTION THAT THIS MATTER BE REFERRED TO THE MARCH 10TH, 1959 SPECIAL CONFERENCE OF THE MUNICIPAL COUNCIL, was made by Councilman Melillo, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-f. Councilman Addonizio presented and moved RESOLUTION CANCELLING YEAR 1929 PERSONAL PROPERTY TAXES FOR 735 INDIVIDUALS, TOTALING $7,410.09, REASON - MOVED - CANNOT BE LOCATED.

The motion was seconded by Councilman Melillo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-g. Councilman Melillo presented and moved RESOLUTION AUTHORIZING DIRECTOR OF DEPARTMENT OF PUBLIC WORKS TO EXTEND FOR A PERIOD OF ONE YEAR, FROM JANUARY 1, 1959, THE EXISTING 1946 AGREEMENT, AS AMENDED, COVERING REIMBURSEMENT FOR HIGHWAY LIGHTING MAINTAINED WITHIN THE CITY OF NEWARK, BETWEEN THE NEW JERSEY STATE HIGHWAY DEPARTMENT AND THE CITY OF NEWARK.

The motion was seconded by Councilman Gordon and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-h. Councilman Gordon presented and moved RESOLUTION AUTHORIZING THE CITY TREASURER TO ISSUE AND DELIVER A CHECK IN THE SUM OF $450.00 TO ELSA SORGE, LEONARD SORGE AND ATTORNEY, GEORGE A. VACCARO, SUIT INSTITUTED AS A RESULT OF FALL OVER PROJECTED WATER BOX, UPON RECEIPT OF A DISCONTINUANCE AND GENERAL RELEASE IN FAVOR OF THE CITY OF NEWARK, IN SETTLEMENT OF A $900.00 CLAIM; $450.00 TO BE PAID BY THE UNITED STATES FIDELITY & GUARANTY COMPANY.

(Copy of resolution and communication from Corporation Counsel Torppey submitted to each Member of the Council)

The motion was seconded by Councilman Melillo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-i. Councilman Gordon presented and moved RESOLUTION AUTHORIZING ISSUANCE OF BOND ANTICIPATION NOTES IN THE AMOUNT OF $400,000., PURSUANT TO AN ORDINANCE ADOPTED JUNE 6, 1956 "APPROPRIATING $4,616,983.66 TO FINANCE IMPROVEMENTS TO THE WATER SUPPLY SYSTEM OF THE CITY OF NEWARK, AND AUTHORIZING THE ISSUANCE OF BONDS TO MEET SUCH APPROPRIATION, AND THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SAID BONDS".

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was declared adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Cooper, Gordon, Melillo, Santoro, President Bontempo.

No: Councilman Callaghan.

7-R-j. Councilman Gordon presented and moved RESOLUTION AUTHORIZING ISSUANCE OF BOND ANTICIPATION NOTES IN THE AMOUNT OF $100,000., PURSUANT TO AN ORDINANCE ADOPTED OCTOBER 3, 1956 "TO AUTHORIZE THE INSTALLATION OF ADDITIONAL TRAFFIC CONTROL SIGNALS AND TO AUTHORIZE THE ISSUANCE OF $285,000 OF BONDS TO FINANCE THE COST THEREOF, AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE SALE OF SAID BONDS".

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

Councilman Turner was excused at 12:30 A.M., March 5,1959

7-R-k. Councilman Cooper presented and moved RESOLUTION APPOINTING THE CIVIC CLUBS COUNCIL OF NEWARK, NEW JERSEY A COMMITTEE OF THE CITY OF NEWARK TO CONDUCT THE ANNUAL YOUTH WEEK CELEBRATION (MAY 9-17, 1959), I AM AN AMERICAN DAY (SUNDAY, MAY 17, 1959 OR ANY ADJOURNED DATE) AND THE FOURTH OF JULY CELEBRATION (JULY 4, 1959, OR AN ADJOURNED DATE) IN ONE OF THE CITY SCHOOLS STADIUMS OF NEWARK.

The motion was seconded by Councilman Cooper and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

7-R-l. Councilman Addonizio presented and moved RESOLUTION APPOINTING THOMAS P. DOWD SPECIAL POLICEMAN FOR A TERM ENDING DECEMBER 31, 1959.

The motion was seconded by Councilman Cooper and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

7-R-m. RESOLUTION APPROVING PLANS AND SPECIFICATIONS FOR THE IMPROVEMENT BY RE-PAVING OF CAMP STREET FROM ORCHARD STREET TO MULBERRY STREET; AND AUTHORIZING ADVERTISING FOR SEALED BIDS.

A motion to defer action on this resolution was made by Councilman Addonizio, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

7-R-n. RESOLUTION APPROVING PLANS AND SPECIFICATIONS FOR THE IMPROVEMENT BY REPAVING PARTS OF NEW STREET, BURNET STREET, MILLER STREET AND WILLIAM STREET; AND AUTHORIZING ADVERTISING FOR SEALED BIDS.

A motion to defer action on this resolution was made by Councilman Addonizio, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

7-R-o. RESOLUTION APPROVING PLANS AND SPECIFICATIONS FOR THE IMPROVEMENT BY RESURFACING PARTS OF MEEKER AVENUE, BERGEN STREET, FERRY STREET, MT. PROSPECT PLACE, NO. TWELFTH STREET, SO. TWELFTH STREET AND SO. THIRTEENTH STREET; AND AU-THORIZING ADVERTISING FOR SEALED BIDS.

A motion to defer action on this resolution was made by Councilman Addonizio, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

7-R-p. RESOLUTION AUTHORIZING THE DIRECTOR OF THE DEPARTMENT OF HEALTH AND WELFARE TO ENTER INTO A CONTRACT (RENEWAL) BETWEEN THE CITY OF NEWARK AND THE ASSOCIATED HUMANE SOCIETIES OF NEW JERSEY, FOR SHELTERING, FEEDING AND HOUSING OF ALL DOGS BROUGHT BY THE DIVISION OF HEALTH TO THE ANIMAL SHELTER AT 124 EVERGREEN AVENUE, NEWARK; SAID CONTRACT TO BE FOR A PERIOD FROM MARCH 1, 1959 TO FEBRUARY 29, 1960.

A motion to defer action on this resolution was made by Councilman Addonizio, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

7-R-q. Councilman Melillo presented and moved RESOLUTION APPROVING BOND FOR JACK GOTTLAUB, CONSTABLE, FOR THE YEAR 1959.

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was declared adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

7-R-r. Councilman Melillo presented and moved RESOLUTION APPOINTING JACK GOTTLAUB CONSTABLE FOR THE YEAR 1959.

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

MOTIONS.

None.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a. The City Clerk presented RESUBMISSION OF OFFER FROM MR. JACOB CECERE, 337 MYRTLE AVENUE, IRVINGTON, TO PURCHASE CITY-OWNED PROPERTY AT 241-243 SOUTH

19TH STREET, BLOCK 1817, LOTS 11 AND 12, IN THE AMOUNT OF $1,800.00, FOR THE PURPOSE OF ERECTING A ONE-STORY MODERN BUILDING FOR OFFICE SPACE AND STORAGE OF PLUMBING SUPPLIES.

A motion to reject this offer in view of the fact that the use to which the offeror intends to place this property is a non-conforming use, was made by Councilman Addonizio seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilman Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

8-b. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED FEBRUARY 26, 1959, ENCLOSING PROPOSED"ORDINANCE APPROPRIATING THE SUM OF $37,800. FROM THE CAPITAL IMPROVEMENT FUND, FOR THE REPLACEMENT OF THE WATER PIPE LINES IN THE BOYLAN STREET AND THE ROTUNDA POOLS".

(Copy of ordinance submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 18th, 1959 Calendar of the Municipal Council,for first reading; further directing the City Clerk to invite Mr. George Andress, Director, Department of Public Works and Mr. Anthony Pistolese, Architectural Engineer, to meet with the Council at their Special Conference, March 10, 1959, to discuss this matter, was made by Councilman Melillo, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

8-c. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED FEBRUARY 26, 1959, ENCLOSING PROPOSED "ORDINANCE APPROPRIATING THE SUM OF $23,000. FROM THE CAPITAL IMPROVEMENT FUND TO CAPITAL ACCOUNT FOR AIR CONDITIONING IN HEADQUARTERS, DEPARTMENT OF POLICE".

(Copy of ordinance submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 18th, 1959 Calendar of the Municipal Council, for first reading; further directing the City Clerk to invite Mr. George Andress, Director, Department of Public Works and Mr. Anthony Pistolese, Architectural Engineer, to meet with the Council at their Special Conference, March 10, 1959, to discuss this matter, was made by Councilman Melillo, seconded by Councilman Gordon and adopted by the following votes:

March 4, 1959

Yes: Councilmen Addonizio, Brady, Cooper, Gordon, Melillo, Santoro, President Bontempo.

No: Councilman Callaghan.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

9-a. COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED FEBRUARY 6, 1959, ENCLOSING PROPOSED "ORDINANCE RELATING TO THE REPAIR, CLOSING AND DEMOLITION OF BUILDINGS UNFIT FOR HUMAN HABITATION OR OCCUPANCY OR USE, AND PROVIDING FOR THE REMEDIES AND PROCEDURES IN CONNECTION WITH ACTION TAKEN UNDER THIS ORDINANCE; REPEALING THE EXISTING SECTIONS 7.360 TO 7.368 INCLUSIVE AND SECTION 14.406 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AND CREATING NEW SECTIONS 7.360 TO 7.368 INCLUSIVE IN LIEU OF THE REPEALED SECTIONS".

(Copy of ordinance submitted to each Member of the Council)

(Copy of Resolution No. 7-R-g, adopted February 18, 1959, submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 18th, 1959 Calendar of the Municipal Council, for first reading, was made by Councilman Cooper, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

9-b. COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED FEBRUARY 6, 1959, RESUBMITTING AN OFFER FROM THE TOWNSHIP OF CEDAR GROVE TO PURCHASE 44.45 ACRES OF CITY-OWNED LAND ON THE WEST SIDE OF RIDGE ROAD, TOWNHIP OF CEDAR GROVE, BLOCK 250, LOTS 37 TO 60 INCLUSIVE AND 81 TO 400 INCLUSIVE, IN THE SUM OF $130,550.00.

(Copy of communication, offer and resolution passed by Township of Cedar Grove submitted to each Member of the Council)

A motion to authorize the aale of this property under N. J. S. A. 40:60-26(a) with a restrictive convenant for recreational, playground, school or other public purposes, was made by Councilman Addonizio, seconded by Councilman Cooper

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and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

NEW BUSINESS ON THE CALENDAR.

10-a. COPY OF AN ORIGINAL RESOLUTION FROM THE BOARD OF SCHOOL ESTIMATE REQUESTING THE MUNICIPAL COUNCIL TO APPROPRIATE FUNDS IN THE SUM OF $1,883,000.00 TO CONSTRUCT AN ADDITION TO AND RECONSTRUCT GARFIELD SCHOOL.

(An ordinance appropriating this money for school purposes has been prepared by Reed, Hoyt, Washburn, McCarthy)

A motion to defer action on this matter at this time was made by Councilman Addonizio, seconded by Councilman Callaghan and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, President Bontempo.

No: Councilmen Cooper, Santoro.

10-b. COPY OF AN ORIGINAL RESOLUTION FROM THE BOARD OF SCHOOL ESTIMATE REQUESTING THE MUNICIPAL COUNCIL TO APPROPRIATE FUNDS IN THE SUM OF $330,000.00 FOR ARCHITECT'S FEES, PREPARATION OF PLANS AND SPECIFICATIONS FOR THE RECONSTRUCTION AND THE CONSTRUCTION OF A NEW FIRE-PROOF ADDITION TO SOUTH EIGHTH STREET SCHOOL.

(An ordinance appropriating this money for school purposes has been prepared by Reed, Hoyt, Washburn, McCarthy)

A motion to defer action on this matter at this time was made by Councilman Brady, seconded by Councilman Gordon.

Councilman Callaghan remarked the deferral of Items 10-a and 10-b should be explained. He said the Council received these items yesterday afternoon and wanted time to study the matter more thoroughly.

Councilman Cooper was opposed to deferring these items. She said she had read about them in the minutes of the meeting of the Board of Education and is familiar with them.

Councilman Addonizio felt it was a sad commentary that important items such as these are submitted at the last moment. He was opposed to the reconstruction of Garfield School stating it might be more economical to build a new school. He

felt the Council should be afforded the time to study this matter thoroughly rather than regret their action at a later date.

Councilman Gordon pointed out that three-quarters of the sum was intended for new construction and one-quarter for reconstruction. He noted that Mr. Fox, Counsel for the Board of Education, had informed the Council, that in the future, any information concerning projects such as these, will be forwarded to the Council at the time they are being considered by the Board of Education, in sufficient time for Council study.

President Bontempo remarked that at Mr. Fox's request, the Council had discussed these two items with him immediately prior to this meeting. The request for deferral was to permit the Council to further study these proposals.

Councilman Melillo noted he was in accord with the resolution pertaining to Garfield School. He added since a fellow Councilman was requesting deferral of these items, he was in agreement.

The MOTION TO DEFER ACTION ON THIS MATTER AT THIS TIME, made by Councilman Brady, seconded by Councilman Gordon, was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callghan, Gordon, Melillo, President Bontempo.

No: Councilmen Cooper, Santoro.

MISCELLANEOUS.

11-a. The City Clerk reported the following Bingo and Raffles Licenses were issued from February 14, 1959 to February 27, 1959:

BINGO LICENSES

LICENSEE	LICENSE NO.
Dominican Fathers	1254
St. Rocco's Roman Catholic Church	1340
St. Charles Borromeo's Church	1362
St. Thomas Aquinas Church	1364

RAFFLES LICENSES

LICENSEE	LICENSE NO.
Golden Rainbow Link #2, Order of Golden Chain	1307
St. Fanourios & Anorgiros Greek Orthodox Church	1464

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LICENSEE	LICENSE NO.
St. Mary's Church	1519
New Jersey Boystown	1520
Guild of St. Michael's Hospital	1521
Guild of St. Michael's Hospital	1522
The Madonna Guild	1523
North Newark Lions Club	1524
Newark Lodge #21, B. P. O. E.	1525
Newark Lodge #21, B. P. O. E.	1526
Home for Chronic Sick	1527
Lithuanian-American Veterans Ladies Auxiliary	1528
Zonta Club of Newark	1529
Benedictine Mothers' League	1530

A motion to concur in the report was made by Councilman Addonizio, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

RELEASES.

None.

ADJOURNMENT.

12. A motion to adjourn this meeting to 11:00 A.M., Tuesday, March 10, 1959, for the purpose of further considering action on Items 10-a. and 10-b. in the minutes of this meeting, was made by Councilman Gordon, seconded by Councilman Gordon, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

This meeting adjourned 12:50 A.M., March 5th, 1959.

Approved:

Harry S. Reichenstein
City Clerk

Michael A. Bontempo
President

A

Newark, New Jersey, March 10, 1959

An adjourned meeting of the March 4, 1959 meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey at 11:55 A.M.

President Bontempo called the meeting to order and asked for roll call.

Present: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo, City Clerk Harry S. Reichenstein, Clerk of the Council.

Absent: Councilman Turner.

The City Clerk announced this adjourned meeting was reconvened this date for the explicit purpose of taking action on two items which appeared on the Calendar of the Municipal Council for their March 4, 1959 meeting.

6-F-a. Councilman Santoro moved that the Municipal Council concur in and consent to "RESOLUTION FROM THE BOARD OF SCHOOL ESTIMATE REQUESTING THE MUNICIPAL COUNCIL TO APPROPRIATE FUNDS IN THE SUM OF $1,883,000 TO CONSTRUCT AN ADDITION TO AND RECONSTRUCT GARFIELD SCHOOL" and further that "AN ORDINANCE APPROPRIATING $1,883,000 FOR SCHOOL PURPOSES AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SUCH APPROPRIATION" necessary to raise these funds be adopted on first reading at this time. The motion was seconded by Councilman Melillo.

Councilman Addonizio remarked he was voting against this ordinance as he desired more time to check into figures presented to him with regard to reconstruction costs. He said he had been informed that perhaps a new school could be built for the cost being expended for reconstruction.

Councilman Melillo pointed out some of the figures referred to by Councilman Addonizio were for schools constructed in suburban areas and no details had been supplied to make comparable cost analyses. He asserted there had been a week's deferment on this matter and further delay might impede the reconstruction of the Garfield School. He said, in his opinion the Board of Education should be commended for saving the City money by recommending this reconstruction.

Councilman Callaghan expressed his opinion that the Council had not had sufficient time to thoroughly study this matter and he pointed out that the remarks made by the Members of the Council were an indication that more time was required to investigate this matter further.

Councilman Gordon asserted it was difficult to make comparisons between the construction of schools in suburban areas and those in the City. He cited such items as

type of construction, land values, structural materials, etc., all of which affect cost of new schools.

Councilman Brady asked Mr. Fox, Counsel for the Board of Education, if all legal procedures had been followed in advertising bids for this reconstruction and if the bid had been awarded to the lowest responsible bidder. Mr. Fox replied in the affirmative.

Councilman Melillo remarked that Councilman Addonizio was a Member of the Board of School Estimate when this matter was originally presented and the resolution had been unanimously adopted by the Board. He said questions should have been raised at that time. Councilman Melillo further stated there were many intangible factors involved in construction costs so that it was impossible to make a comparison between urban and suburban school costs.

Councilman Addonizio replied that since he had acted upon this resolution at the Board of School Estimate meeting he had received other information in direct contradiction to what had been told before and he wanted more time for additional study of this matter.

President Bontempo stated he was of the opinion that a deferment for further study was warranted since so many questions had been raised. He said before the Council spends the taxpayers' money this matter should be studied thoroughly.

Councilman Santoro stated he was in favor of the reconstruction of this school, but inasmuch as several of the Members of the Council had raised several questions and requested a deferral to study this matter further, he, at this time, desired to withdraw his motion to adopt this ordinance on first reading.

President Bontempo asked the seconder of the motion, Councilman Melillo, if he desired to withdraw his second to the motion. Councilman Melillo replied in the negative.

At this time Councilman Melillo moved that the Municipal Council concur in and consent to "RESOLUTION FROM THE BOARD OF SCHOOL ESTIMATE REQUESTING THE MUNICIPAL COUNCIL TO APPROPRIATE FUNDS IN THE SUM OF $1,883,000 TO CONSTRUCT AN ADDITION TO AND RECONSTRUCT GARFIELD SCHOOL" and further that "AN ORDINANCE APPROPRIATING $1,883,000 FOR SCHOOL PURPOSES AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SUCH APPROPRIATION" necessary to raise these funds be adopted on first reading at this time. The motion was seconded by Councilman Gordon.

Councilman Melillo asserted the Council was merely voting on approving this ordinance on first reading and by the time it appears before the Council on public hearing,

if any Member of the Council will provide such information that would make him change his mind, he would not hesitate to do so.

The motion that the Municipal Council concur in and consent to "RESOLUTION FROM THE BOARD OF SCHOOL ESTIMATE REQUESTING THE MUNICIPAL COUNCIL TO APPROPRIATE FUNDS IN THE SUM OF $1,883,000 TO CONSTRUCT AN ADDITION TO AND RECONSTRUCT GARFIELD SCHOOL" and further that "AN ORDINANCE APPROPRIATING $1,883,000 FOR SCHOOL PURPOSES AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SUCH APPROPRIATION" necessary to raise these funds be adopted on first reading at this time, failed of adoption by the following votes:

Yes: Councilmen Brady, Cooper, Gordon, Melillo.

No: Councilmen Addonizio, Callaghan, Santoro, President Bontempo.

A MOTION TO DEFER ACTION ON THIS MATTER, was made by Councilman Callaghan, seconded by Councilman Addonizio.

Councilman Gordon stated he would vote in the negative on this motion since to do otherwise would be inconsistent.

Councilman Melillo concurred in the remarks made by Councilman Gordon.

Councilman Brady said he was compelled to vote in the negative since he could not see what could be accomplished by deferring action on this matter.

THE MOTION TO DEFER ACTION ON THIS MATTER failed of adoption by the following votes:

Yes: Councilmen Addonizio, Callaghan, Santoro, President Bontempo.

No: Councilmen Brady, Cooper, Gordon, Melillo.

Councilman Brady moved and Councilman Cooper seconded a motion to permit Mr. Fox, Counsel for the Board of Eduction, to be heard at this time. The motion was unanimously adopted.

Mr. Jacob Fox addressed the Municipal Council and informed them he had brought with him architects, engineers and other personnel who might be able to answer some of the questions posed by Members of the Council. He pointed out he had done this on his own merely to be of assistance to the Council.

Councilman Cooper said since Mr. Fox had suggested the services of these individuals were available, that the Council notify Mr. Fox if their presence would be required at a conference of the Council.

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6-F-b. Councilman Cooper moved that the Municipal Council concur in and consent to "RESOLUTION FROM THE BOARD OF SCHOOL ESTIMATE REQUESTING THE MUNICIPAL COUNCIL TO APPROPRIATE FUNDS IN THE SUM OF $330,000 FOR ARCHITECT'S FEES, PREPARATION OF PLANS AND SPECIFICATIONS FOR THE RECONSTRUCTION AND THE CONSTRUCTION OF A NEW FIRE-PROOF ADDITION TO SOUTH EIGHTH STREET SCHOOL" and further that "AN ORDINANCE APPROPRIATING $330,000 FOR SCHOOL PURPOSES AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SUCH APPROPRIATION" necessary to raise these funds be adopted on first reading at this time. The motion was seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

President Bontempo: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 1, 1959.

A motion to adjourn this meeting was made by Councilman Santoro, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

This meeting adjourned at 12:45 P. M.

Approved:

Harry S. Reichenstein
City Clerk

Michael A. Bontempo
President

Newark, New Jersey, March 12, 1959

The Municipal Council convened in the Council Chamber at 10:00 A.M., for the purpose of holding a Public Hearing on the 1959 Budget of the City of Newark.

President Bontempo called the meeting to order and asked for roll call.

Present: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo, City Clerk Harry S. Reichenstein, Clerk of the Council.

The City Clerk stated this is the hearing date on the Budget approved by the Municipal Council on the 10th day of February, 1959, submitted in compliance with the statutes, to the Director of Local Government, and by him approved, under No. 475 on March 5th, 1959. This Budget was advertised in accordance with law. In that advertisement, 10:00 A.M., on the 12th day of March, 1959, was established as the hearing date and time. This being that date and time, he respectfully requested that the hearing on the Budget be declared open.

President Bontempo: The hearing is now declared open.

The City Clerk asked if anyone present desired to be heard on the 1959 Municipal Budget as approved and advertised.

MRS. ROSE M. BIRD, 445 PARKER STREET, NEWARK, NEW JERSEY, addressed the Municipal Council, pointing out the serious tax situation for owners of single family homes. She asked the Council to consider tax relief for owners of single family homes.

MR. ARTHUR FISHBEIN, 282 CHANCELLOR AVENUE, NEWARK, NEW JERSEY, spoke on the necessity for economy. He pointed out the Port Authority should pay for rentals in advance and felt further study should be made as to additional license fees in connection with the Port Authority.

Councilman Brady said it was his considered opinion that the recommendations and suggestions made by Mrs. Bird with respect to the problem of one family home owners, and those made by Mr. Fishbein should be brought to the attention of the proper City Officials to see if relief could be afforded. He further pointed out if the Port Authority is not living up to their contracts, proper steps should be taken to enforce them to do so.

Councilman Melillo remarked the Municipal Council has appointed a Special Committee to Study the Tax Revenue Problem and to consider new sources of revenue and he felt this would result in relief for owners of one family dwellings.

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Councilman Gordon remarked the Director of the Department of Revenue had recently appeared in Trenton and a homestead exemption had been discussed at that time which would grant relief to home owners.

Councilman Callaghan remarked Assemblyman Matthews had submitted a bill which would result in a $2,000.00 exemption for small home owners. Senator Fox is also studying this matter. He pointed out this must be enacted by State Legislature and would be a great help to the small home owners.

Councilman Cooper remarked it was a shame only two citizens had appeared today on the public hearing of the budget. She hoped that before the final budget, as amended, was adopted, more citizens would study the budget as advertised in the newspaper and would show more interest in this matter by appearing at the meeting.

The City Clerk asked if there was anyone else who desired to be heard on the Budget.

No one else appearing, a motion to close the hearing was made by Councilman Gordon, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-B-1. The City Clerk stated he had a RESOLUTION AMENDING THE BUDGET FOR THE YEAR 1959 AS APPROVED FEBRUARY 10, 1959. The City Clerk said this resolution will authorize the amendments to be advertised, establish the hearing date on the amendments for 8:00 P. M. March 18th, 1959, or as soon thereafter as the said matter can be reached and further authorizes the delivery of two copies of these amendments to the Director of the Division of Local Government.

Councilman Brady presented and moved RESOLUTION AMENDING THE BUDGET FOR THE YEAR 1959 AS APPROVED FEBRUARY 10, 1959. The motion was seconded by Councilman Gordon.

Councilman Callaghan stated he will vote for this resolution but intended to study these amendments further.

The roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

The City Clerk stated a public hearing on the amendments, as advertised in the

Newark Evening News March 14th, 1959, will take place at 8:00 P.M., Wednesday, March 18th, 1959, or as soon thereafter as said matter can be reached, in the Council Chamber, City Hall, Newark, New Jersey, following which hearing the 1959 Municipal Budget, as amended, will be presented to the Municipal Council for adoption or rejection.

At this time President Bontempo introduced His Honor, Mayor Leo P. Carlin and Business Administrator Rinaldi who were present in the audience.

A motion to adjourn the meeting was made by Councilman Gordon, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

This meeting adjourned at 11:15 A. M.

Approved:

Harry S. Reichenstein
City Clerk

Michael A. Bontempo
President

NEWARK, NEW JERSEY, APRIL 15, 1959

A REGULARLY SCHEDULED MEETING OF THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, WAS HELD ON THE ABOVE DATE IN THE COUNCIL CHAMBER, CITY HALL, NEWARK, NEW JERSEY, AT 8:00 P. M.

THE AUDIENCE AROSE FOR THE NATIONAL ANTHEM.

THE PRAYER WAS OFFERED BY REVEREND RAPHUS P. MEANS, ABYSSINIAN BAPTIST CHURCH.

PRESIDENT BONTEMPO CALLED THE MEETING TO ORDER AND ASKED FOR ROLL CALL.

PRESENT: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO, CITY CLERK HARRY S. REICHENSTEIN, CLERK OF THE COUNCIL; SERGEANT A. I. GRAMBAR.

ABSENT: COUNCILMAN COOPER.

PRESIDENT BONTEMPO ANNOUNCED THAT COUNCILMAN COOPER WAS ABSENT BECAUSE OF ILLNESS.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

4-A. THE CITY CLERK PRESENTED ANNUAL REPORT OF NEWARK CENTRAL PLANNING BOARD, FOR THE YEAR 1958.

A MOTION THAT THE REPORT BE RECEIVED AND PLACED ON FILE WAS MADE BY COUNCILMAN ADDONIZIO, SECONDED BY COUNCILMAN SANTORO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

4-B. THE CITY CLERK PRESENTED ANNUAL REPORT OF NEWARK CIVIL DEFENSE AND DISASTER CONTROL COUNCIL, FOR THE YEAR 1958.

A MOTION THAT THE REPORT BE RECEIVED AND PLACED ON FILE WAS MADE BY COUNCILMAN ADDONIZIO, SECONDED BY COUNCILMAN SANTORO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

4-C. THE CITY CLERK PRESENTED ANNUAL REPORT OF MAYOR'S COMMISSION ON GROUP RELATIONS, FOR THE YEAR 1958.

A MOTION THAT THE REPORT BE RECEIVED AND PLACED ON FILE WAS MADE BY COUNCILMAN ADDONIZIO, SECONDED BY COUNCILMAN SANTORO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

4-D. THE CITY CLERK PRESENTED ANNUAL REPORT OF MUNICIPAL COURT OF THE CITY OF NEWARK FOR THE YEAR 1958.

A motion that the report be received and placed on file was made by Councilman Addonizio, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-E. The City Clerk presented ANNUAL REPORT OF NEWARK MUSEUM, FOR THE YEAR 1958.

A motion that the report be received and placed on file was made by Councilman Addonizio, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-F. The City Clerk presented ANNUAL REPORT OF NEWARK COLLEGE OF ENGINEERING, FOR THE YEAR 1958.

A motion that the report be received and placed on file was made by Councilman Addonizio, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-G. The City Clerk presented ANNUAL REPORT OF NEWARK COMMISSION FOR NEIGHBORHOOD CONSERVATION AND REHABILITATION, FOR THE YEAR 1958.

A motion that the report be received and placed on file was made by Councilman Addonizio, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-H. The City Clerk presented ANNUAL REPORT OF OFFICE OF BUSINESS ADMINISTRATOR, FOR THE YEAR 1958.

A motion that the report be received and placed on file was made by Councilman Addonizio, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-I. The City Clerk presented ANNUAL REPORT OF IVY HAVEN NURSING HOME, DEPARTMENT OF HEALTH AND WELFARE, FOR THE YEAR 1958.

A motion that the report be received and placed on file was made by Councilman Addonizio, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-J. The City Clerk presented ANNUAL REPORT OF DIVISION OF INSPECTIONS - BUILDINGS,

DEPARTMENT OF HEALTH AND WELFARE, FOR THE YEAR 1958.

A motion that the report be received and placed on file was made by Councilman Addonizio, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner.

No: President Bontempo.

4-k. The City Clerk presented ANNUAL REPORT OF DIVISION OF WELFARE, DEPARTMENT OF HEALTH AND WELFARE, FOR THE YEAR 1958.

A motion that the report be received and placed on file was made by Councilman Addonizio, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-l. The City Clerk presented ANNUAL REPORT OF THE MARTLAND MEDICAL CENTER, DEPARTMENT OF HEALTH AND WELFARE, FOR THE YEAR 1958.

A motion that the report be received and placed on file was made by Councilman Addonizio, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-m. The City Clerk presented ANNUAL REPORT OF NEWARK POLICE DEPARTMENT, FOR THE YEAR 1958.

A motion that the report be received and placed on file was made by Councilman Addonizio, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-n. The City Clerk presented ANNUAL REPORT OF DEPARTMENT OF REVENUE, FOR THE YEAR 1958.

A motion that the report be received and placed on file was made by Councilman Addonizio, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-o. The City Clerk presented ANNUAL REPORT OF DEPARTMENT OF FINANCE, FOR THE YEAR 1958.

A motion that the report be received and placed on file was made by Councilman Addonizio, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-P. The City Clerk presented ANNUAL REPORT OF BUREAU OF STATIONERY AND SUPPLIES, DEPARTMENT OF ADMINISTRATION, FOR THE YEAR 1958.

A motion that the report be received and placed on file was made by Councilman Addonizio, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-Q. The City Clerk presented ANNUAL REPORT OF BOARD OF ADJUSTMENT, FOR THE YEAR 1958.

A motion that the report be received and placed on file was made by Councilman Addonizio, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-R. The City Clerk presented ANNUAL REPORT OF DIVISION OF PERSONNEL, FOR THE YEAR 1958.

A motion that the report be received and placed on file was made by Councilman Addonizio, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-S. The City Clerk presented COPY OF MINUTES OF MEETING OF BOARD OF ADJUSTMENT HELD MARCH 24, 1959.

A motion that the minutes be received and placed on file was made by Councilman Santoro, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-T. The City Clerk presented REPORT OF DIVISION OF BUILDINGS, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTH OF MARCH, 1959.

A motion that the report be received and placed on file was made by Councilman Santoro, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-U. The City Clerk presented REPORT OF CITY CLERK, FOR THE MONTH OF MARCH, 1959.

A motion that the report be received and placed on file was made by Councilman Santoro, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-v. The City Clerk presented COPY OF MINUTES OF MEETING OF BOARD OF ADJUSTMENT HELD MARCH 31, 1959.

A motion that the minutes be received and placed on file was made by Councilman Santoro, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-w. The City Clerk presented REPORT OF IVY HAVEN, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTH OF MARCH, 1959.

A motion that the report be received and placed on file was made by Councilman Santoro, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

PENDING BOARD OF ADJUSTMENT APPLICATIONS.

4-A-1. THE CITY CLERK read APPLICATION OF STANLEY CO., OF AMERICA, INC., OWNER; FOR THE ESTABLISHMENT OF A CHURCH IN A BUILDING NOT ORIGINALLY CONSTRUCTED FOR CHURCH PURPOSES; SAID CHURCH PROVIDING NO OFF-STREET PARKING FACILITIES, IN 3RD RESIDENCE AND 2ND BUSINESS DISTRICTS; ON PREMISES 505 CENTRAL AVENUE.

(Vote of Board of Adjustment 5-0. 1 objector)

(Public hearing closed)

A motion to reject this application was made by Councilman Addonizio and seconded by Councilman Brady.

President Bontempo announced that Mr. David Wiener, representing the applicant, requested him this evening to determine if the Council would be willing to grant a deferment on this application since he wished to present to them a letter of further explanation pertaining to this matter.

President Bontempo remarked this could only be done if the maker and seconder of the motion to reject the application withdrew their motion.

Councilman Addonizio remarked he had studied this application and had checked all its phases. As a result of this study, he had made the motion to reject this application and did not wish to withdraw it.

Councilman Brady said he had no objection to deferring action on this application.

Councilman Callaghan questioned whether the President was asking for a deferment or whether he desired to have the applicant heard.

President Bontempo replied he was merely seeking the majority opinion of the Council on this matter since the request was made by the attorney for the applicant who had just come into the case.

Councilman Brady withdrew his second to the motion to reject this application.

A motion to table this matter to the next Council meeting was made by Councilman Brady, seconded by Councilman Callaghan and failed of adoption by the following votes:

Yes: Councilmen Brady, Callaghan, Melillo, Turner.

No: Councilmen Addonizio, Gordon, Santoro, President Bontempo.

A motion to reject the application was made by Councilman Addonizio. There was no second to this motion.

A motion to defer action on this matter was made by Councilman Gordon and seconded by Councilman Callaghan.

Councilman Addonizio remarked he did not wish to prevent this applicant from speaking but felt the Council should stay within the rules set by them. He said he would go along with the deferment as a courtesy to his fellow Councilmen.

The motion to defer action on this matter was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

BOARD OF ADJUSTMENT APPLICATIONS.

4-A-2. The City Clerk read APPLICATION OF P. & L. REALTY CO., OWNER; FOR RECONSTRUCTION OF GASOLINE STATION HAVING A TWO-BAY LUBRITORIUM IN A 1ST RESIDENCE DISTRICT; ON PREMISES 695-697 IRVINGTON AVENUE; SUCH USE TO BE LIMITED TO THE PERIOD ENDING TEN YEARS FROM DATE HEREOF.

(Vote of Board of Adjustment 5-0. 25 objectors)

MR. JACK J. BERLLY, 45 BRANFORD PLACE, NEWARK, NEW JERSEY, representing the residents of Vailsburg Section, spoke in opposition to the granting of this application.

The group of objectors were present in the audience.

Councilman Brady asked Mr. Norman Muller, Secretary, Board of Adjustment, if the legal decisions cited by Mr. Berlly were brought to the attention of the Board of Adjustment when this matter came before them. Mr. Muller replied in the negative.

MR. SAMUEL WEITZMAN, 1060 BROAD STREET, NEWARK, NEW JERSEY, representing the applicant, spoke in favor of granting this application.

Councilman Gordon asked Mr. Weitzman if any effort had been made by the applicant to reconstruct their present station and Mr. Weitzman replied that no one would reconstruct a one-bay lubritorium in these days.

Councilman Addonizio questioned Mr. Weitzman whether the applicant was not asking for extension of a non-conforming use. Mr. Weitzman replied the applicant is attempting to reconstruct the present station into a two-bay lubritorium.

Councilman Addonizio pointed out he did not feel the Town of Maplewood acted as a good neighbor by permitting the construction of a Supermarket in this area.

Councilman Callaghan remarked this variance was refused twice, if this present Council had been in office when the original application was made, the gas station would

never have been permitted to be constructed at this location. He said he was sure the residents in that area who are appearing as objectors would be willing to purchase this property in order to prevent the reconstruction of this gas station.

Councilman Melillo asked Mr. Muller how many home owners within the 200 foot area were notified and Mr. Muller replied 38 were so notified.

Councilman Santoro remarked he had been approached several days ago by a resident of this area who was in favor of the reconstruction of this gas station. This individual felt the present gas station is an eyesore and was of the opinion that a new building would be a credit to the neighborhood. In view of the fact that this individual did not see fit to attend this meeting to express his feelings, Councilman Santoro requested the Council to defer action on this application to afford him an opportunity to visit this site and form an opinion for himself as to the merit of the application.

A motion to close the hearing in this matter was made by Councilman Brady, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

A motion to defer action on this matter was made by Councilman Santoro and seconded by Councilman Turner.

Councilman Addonizio said he would go along with the request for deferment out of respect to his fellow Councilmen but he was opposed to this application and would vote in the negative when it is brought before the Council.

The motion to defer action on this matter was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

REPORTS OF COMMITTEES.

5-A. COUNCIL COMMITTEE TO STUDY THE FAULKNER ACT.

(Councilmen Santoro, Brady, Callaghan)

Chairman Santoro reported progress. A meeting will be held at a later date.

A motion to accept the report was made by Councilman Addonizio, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-B. COUNCIL STUDY COMMITTEE FOR REVISION AND AMENDMENT OF THE CODE.

(Councilmen Gordon, Addonizio, Cooper)

Chairman Gordon reported progress.

A motion to accept the report was made by Councilman Brady, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-E. COUNCIL COMMITTEE TO STUDY THE PROPOSALS OFFERED BY MAYOR CARLIN AND THE PARKING AUTHORITY TO PROVIDE FOR THREE PARKING PROJECTS IN THE DOWNTOWN AREA.

(Councilmen Gordon, Addonizio, Melillo)

Chairman Gordon reported this Committee will be prepared to make a full report to the Council at a meeting scheduled for Monday, April 20, 1959, at 2:30 P. M.

A motion to accept the report was made by Councilman Santoro, seconded by President Bontempo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Gordon, Melillo, Santoro, Turner, President Bontempo.

No: Councilman Callaghan.

5-F. COUNCIL COMMITTEE TO STUDY REGULATIONS AND PROCEDURES FOR EMPLOYEES.

(Councilmen Santoro, Cooper, Melillo)

Chairman Santoro reported progress.

A motion to accept the report was made by Councilman Addonizio, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-G. COUNCIL COMMITTEE TO STUDY POSSIBILITY OF BROADENING TAX REVENUE AND NEW SOURCES OF REVENUE.

(Councilmen Melillo, Callaghan, Cooper)

Chairman Melillo reported progress.

A motion to accept the report was made by Councilman Addonizio, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-H. COUNCIL COMMITTEE TO STUDY THE CIVILIAN DEFENSE SET-UP.

(Councilmen Addonizio, Cooper, Gordon)

Chairman Addonizio reported progress.

A motion to accept the report was made by Councilman Brady, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-I. COUNCIL COMMITTEE TO STUDY AND RECOMMEND A POLICY RELATIVE TO CELEBRATION AND HOLIDAY EXPENDITURES.

(Councilmen Melillo, Callaghan, Cooper)

Chairman Melillo reported progress.

A motion to accept the report was made by Councilman Santoro, seconded by President Bontempo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-J. COUNCIL COMMITTEE TO WORK IN CONJUNCTION WITH MELVIN SPITZ CHAPTER NO. 3 DISABLED WAR VETERANS TO MEMORIALIZE THE NAME OF THE LATE MARINE SERGEANT JOHN BASILONE.

(Councilmen Brady, Gordon, Santoro)

Chairman Brady reported progress.

A motion to accept the report was made by Councilman Melillo, seconded by Councilman Callaghan and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Bontempo called for ordinances on first reading.

6-F-a. The City Clerk read AN ORDINANCE APPROPRIATING THE SUM OF SIX THOUSAND ($6,000) DOLLARS FROM THE CAPITAL IMPROVEMENT FUND FOR THE CONSTRUCTION OF INDIVIDUAL SHOWER AND DRESSING COMPARTMENTS IN THE ROTUNDA BATH HOUSE AND POOL.

(Copy of ordinance submitted to each member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Melillo, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 7, 1959.

6-F-b. The City Clerk read AN ORDINANCE GRANTING PERMISSION TO P. BALLANTINE & SONS, A CORPORATION OF THE STATE OF NEW JERSEY, TO CONSTRUCT AND MAINTAIN A BRIDGE STRUCTURE OVER OXFORD STREET 170 FEET NORTH OF FERRY STREET.

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Gordon, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 7, 1959.

PUBLIC HEARINGS ON ORDINANCES AS ADVERTISED.

6-PH-A. The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, this being the date and time set therefor.

AN ORDINANCE APPROPRIATING THE SUM OF $37,097.48 FROM THE CAPITAL IMPROVEMENT FUND TO COVER THE COST OF CONSTRUCTION AND INSTALLATION WORK - MARTLAND MEDICAL CENTER.

BE IT ORDAINED by the Municipal Council of the City of Newark, New Jersey:

1. There is hereby appropriated from the Capital Improvement Fund the sum of $37,097.48 to cover the following construction and installation work:

Balance due Architects-Engineers on services for new Hospital Building	$25,366.95
Additional Filters by Hemminger Company	641.48
Additional Ventilation for Air Conditioning Equipment Room - Basement Floor	288.00
X-Ray Film Storage Ventilation requested by Newark Fire Department	1,492.00
Additional Ventilation - Laundry	6,320.00
Electrical Connections for Laboratory Equipment	1,760.00
Electrical Connections for Telephone in Elevator Cabs	261.00
Glazed Metal Enclosure at entrance to Medical Library - First Floor	325.00
Revisions to Humidifiers in Nurseries	271.00
Louvre Frames for openings in walls of Basement Air Conditioning Equipment Room	350.00
Advertising Costs	22.05

This ordinance shall take effect upon final passage and publication according to law.

President Bontempo called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

No one appearing, President Bontempo entertained the motion that the hearing in this matter be closed and a motion to close the hearing was made by Councilman Brady,

seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Bontempo called for ordinances on second reading and final passage.

6-S & F-A. The City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage.

AN ORDINANCE APPROPRIATING THE SUM OF $37,097.48 FROM THE CAPITAL IMPROVEMENT FUND TO COVER THE COST OF CONSTRUCTION AND INSTALLATION WORK - MARTLAND MEDICAL CENTER.

A motion to adopt the ordinance on second reading and final passage was made by Councilman Brady, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-B. The City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage.

AN ORDINANCE AMENDING SECTION 17.2 OF ARTICLE I OF CHAPTER 17, MOTOR VEHICLES AND TRAFFIC, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED AND SUPPLEMENTED.

(This amending ordinance would add Parker Street, from Bloomfield Avenue to Verona Avenue; and Ridge Street, from Bloomfield Avenue to Verona Avenue, to the now existing ordinance which limits the use of streets to certain classes of vehicles - delivery trucks, etc.)

(Tabled to this date)

(Copy of ordinance submitted to each Member of the Council)

(Awaiting reports from Traffic Engineer and Law Department on meeting with representatives of New Jersey State Department of Motor Vehicles and Traffic)

A motion to table this ordinance until the August 19, 1959 meeting of the Municipal Council, was made by Councilman Addonizio, seconded by Councilman Turner and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

Councilman Melillo stated the Council had from time to time sent communications to the Traffic Engineer requesting that a meeting be held with representatives of the New Jersey State Department of Motor Vehicles and Traffic. He noted it was one year since this ordinance was first presented to the Council and up until now the efforts of the Council to effect such a meeting have been unsuccessful. He said he was sure that over this long period of time these two governmental agencies should have had an opportunity to get together to settle this matter.

Councilman Melillo felt Administration should once again be notified to request that such a meeting be held as quickly as possible in order that this legislation may be carried through.

HEARINGS OF CITIZENS.

6-HC-a. MR. ARTHUR FISHBEIN, 282 CHANCELLOR AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council on the subjects "PARKING AUTHORITY" and "SUGGESTION FOR MOTTO ON PUBLIC BUILDINGS".

Councilman Brady suggested that copy of the resolution read by Mr. Fishbein be submitted to each Member of the Council.

6-HC-b. MRS. LENA FIOCCA, 26 BURNET STREET, NEWARK, NEW JERSEY, addressed the Municipal Council on the subject "CONDITIONS ON BURNET STREET AND BURNET STREET SCHOOL FENCE".

President Bontempo referred this matter to Councilman Gordon.

6-HC-c. MR. LOUIS MAZZUCCA, 16 NORTH HAWTHORNE LANE, NEWARK, NEW JERSEY, addressed the Municipal Council on the subject "PUBLIC HOUSING".

6-HC-d. MR. WILLIAM WALLACE, VICE PRESIDENT, CLINTON HILL NEIGHBORHOOD COUNCIL, 240 SEYMOUR AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council on the subject "ENFORCEMENT OF THE HOUSING CODE AND CENTRALIZED INSPECTORS".

Councilman Addonizio remarked the Council has requested Administration to bring about a centralized inspection service and he understood Mayor Carlin is in the process of so doing.

6-HC-e. MR. JOSEPH WEISMAN appeared in opposition to Resolution 7-R-c.

RESOLUTIONS.

7-R-a. The City Clerk called for further bids based upon Resolution No. 7-R-e, adopted April 1, 1959, which resolution approved offer by Joseph J. Manghisi to purchase City-owned property at 15-17 Crown Street, Block 4072, Lot 16, for $1,700.00.

There were no further bids for this property.

A motion to close the bidding and accept the bid offered by Joseph M. Manghisi,

73 Alexander Street, Newark, New Jersey, was made by Councilman Gordon, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

Councilman Gordon presented and moved RESOLUTION ACCEPTING BID OF JOSEPH J. MANGHISI FOR PURCHASE OF CITY-OWNED PROPERTY AT 15-17 CROWN STREET, BLOCK 4072, LOT 16, FOR $1,700.00.

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-b. The City Clerk called for further bids based upon Resolution No. 7-R-p, adopted April 1, 1959, which resolution approved offer by Carl J. Yagoda to purchase City-owned property at 158-160, 164 and 164½ Chancellor Avenue, Block 3703, Lot 16, 18 and 20, for $4,700.00.

Mr. Harry Miller, representing Meryl Estates, Inc., Messrs. William Gorewitz, Joseph Marcella, Nathan Ensbruch and Carl J. Yagoda, offered bids on this property.

The highest bid for this property $11,000.00 was made by Mr. Harry Miller, representing Meryl Estates, Inc., 58 Mill Road, Irvington, New Jersey.

A motion to close the bidding and accept the highest bid, offered by Mr. Harry Miller, was made by Councilman Brady, seconded by Councilman Callaghan and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

Councilman Brady presented and moved RESOLUTION ACCEPTING BID OF HARRY MILLER, PRESIDENT, MERYL ESTATES, INC. FOR PURCHASE OF CITY-OWNED PROPERTY AT 158-160, 164 AND 164½ CHANCELLOR AVENUE, BLOCK 3703, LOTS 16, 18 AND 20, FOR $11,000.00.

The motion was seconded by Councilman Callaghan and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-c. RESOLUTION APPROVING OFFER BY ARTHUR C. GILLETTE, ATTORNEY FOR PHILIP TATZ, TO PURCHASE CITY-OWNED LANDS AND PREMISES AT 609-631 IRVINGTON AVENUE, BLOCK 4277, LOT 40, FOR $250,000.00; AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR FINAL BIDS.

The City Clerk stated the original offerer had requested the withdrawal of his offer.

A motion to approve the request of the offerer to withdraw his offer to purchase this property was made by Councilman Brady, seconded by Councilman Addonizio and adopted

by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Santoro, Turner, President Bontempo.

No: Councilman Melillo.

7-R-d. RESOLUTION APPROVING OFFER BY MT. VERNON CONSTRUCTION CORP. TO PURCHASE CITY-OWNED PROPERTY AT 9-11 STECHER STREET, BLOCK 3731A, LOT 5, FOR $2,300.00; AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR FINAL BIDS.

The City Clerk stated the original offerer had requested the withdrawal of his offer.

A motion to approve the request of the offerer to withdraw his offer to purchase this property was made by Councilman Melillo, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-e. RESOLUTION APPROVING OFFER BY NORTH WARD, INC. TO PURCHASE CITY-OWNED PROPERTY AT 75 TO 93 BOYLAN STREET, BLOCK 4063, LOTS 93-94-96, FOR $8,700.00; AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR FINAL BIDS.

A motion to defer action on this matter was made by Councilman Addonizio, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-f. Councilman Addonizio presented and moved RESOLUTION AMENDING ORIGINAL LEASE AGREEMENT ENTERED INTO BETWEEN THE CITY OF NEWARK AND IVY HILL PARK APARTMENTS, INC., DATED APRIL 21, 1955, IN ORDER TO RELOCATE THE CIVIL DEFENSE AND DISASTER CONTROL CENTER FROM BUILDING NO. 1, IVY HILL PARK APARTMENTS, TO 35 MANOR DRIVE, ALSO KNOWN AS BUILDING NO. 2, IVY HILL PARK APARTMENTS.

The motion was seconded by Councilman Gordon and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-g. RESOLUTION AUTHORIZING THE DIRECTOR OF THE DEPARTMENT OF HEALTH AND WELFARE TO EXECUTE A RELEASE UPON RECEIPT OF THE SUM OF $175.00, IN SETTLEMENT OF TOTAL INDEBTEDNESS OF $996.40, AND TO EFFECT CANCELLATION OF HOSPITAL LIEN, IN THE CASE OF EDWARD HENDERSON FORMERLY A PATIENT AT MARTLAND MEDICAL CENTER.

A motion to reject this resolution and directing the City Clerk to advise the

Corporation Counsel to proceed forthwith to legally collect this indebtedness and to be certain that in each such case a lien is properly filed so there may be no disposition of funds in the event there is a settlement with the insurers covering the party or parties responsible for the patient's hospitalization; further, it will henceforth be the policy of the Council not to entertain resolutions agreeing to execute a release in settlement of any such indebtedness, was made by Councilman Gordon, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-h. Councilman Melillo presented and moved RESOLUTION APPROVING OFFER BY JOHN D. PRICE TO PURCHASE CITY-OWNED PROPERTY AT 39 TAPPAN AVENUE, BELLEVILLE, N. J., BLOCK 145, LOT 10, FOR $300.00, SUBJECT TO THE RESERVATIONS AND CONDITIONS OF SALE TO BE INCORPORATED IN THE DEED; AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR FINAL BIDS.

The motion was seconded by Councilman Brady and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-i. Councilman Addonizio presented and moved RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO REFUND DEPOSITS FOR ELECTRICAL AND BUILDING PERMITS, TOTALING $31.50 TO 7 INDIVIDUALS AS NO WORK WAS DONE BY THE CONTRACTORS ON THE PROPERTIES AND PERMITS CANCELLED ACCORDINGLY.

The motion was seconded by Councilman Gordon and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-j. Councilman Gordon presented and moved RESOLUTION AUTHORIZING DIRECTOR OF FINANCE, UPON RECEIPT OF A DISCONTINUANCE AND GENERAL RELEASE, TO ISSUE AND DELIVER A CHECK IN THE AMOUNT OF $150.00 TO KATHRYN GIBSON AND ALEXANDER GIBSON, CITY OF NEWARK'S CONTRIBUTION TOWARDS SETTLEMENT OF CLAIM IN CONNECTION WITH ACCIDENT SUSTAINED BY MRS. KATHRYN GIBSON ON AREA OF CITY SUBWAY.

The motion was seconded by Councilman Santoro and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Gordon, Santoro, Turner, President Bontempo.

No: Councilman Melillo.

Not Voting: Councilman Callaghan.

7-R-K. Councilman Santoro presented and moved RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND AN OVERPAYMENT IN THE AMOUNT OF $22.50 TO HARRY LEVINE, FORMERLY A PATIENT AT MARTLAND MEDICAL CENTER.

The motion was seconded by Councilman Gordon and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-L. Councilman Santoro presented and moved RESOLUTION APPROVING OFFER BY EDWARD MONTO TO PURCHASE CITY-OWNED PROPERTY AT 10-12 BIRKS PLACE, BLOCK 3091, LOT 25, FOR $1,200.00; AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR FINAL BIDS.

The motion was seconded by Councilman Brady and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-M. RESOLUTION AUTHORIZING THE DIRECTOR OF THE DEPARTMENT OF HEALTH AND WELFARE TO EXECUTE A RELEASE UPON RECEIPT OF THE SUM OF $800.00, IN SETTLEMENT OF TOTAL INDEBTEDNESS OF $2,040.00, AND TO EFFECT CANCELLATION OF HOSPITAL LIEN, IN THE CASE OF JOHN SCOTT, FORMERLY A PATIENT AT MARTLAND MEDICAL CENTER.

A motion to reject this resolution and directing the City Clerk to advise the Corporation Counsel to proceed forthwith to legally collect this indebtedness and to be certain that in each such case a lien is properly filed so there may be no disposition of funds in the event there is a settlement with the insurers covering the party or parties responsible for the patient's Hospitalization; further, it will henceforth be the policy of the Council not to entertain resolutions agreeing to execute a release in settlement of any such indebtedness, was made by Councilman Gordon, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-N. Councilman Addonizio presented and moved RESOLUTION APPOINTING CARL C. SENCA SPECIAL POLICEMAN FOR A TERM ENDING DECEMBER 31, 1959.

The motion was seconded by Councilman Brady and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-O. Councilman Addonizio presented and moved RESOLUTION APPOINTING PATRICK YORKE

CONSTABLE FOR THE YEAR 1959.

The motion was seconded by Councilman Brady and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-p. Councilman Addonizio presented and moved RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND AN OVERPAYMENT IN THE AMOUNT OF $100.00 TO FRED FREEMAN, ATTORNEY, AND JOE BOWMAN, WHOSE SON EUGENE BOWMAN WAS FORMERLY A PATIENT AT MARTLAND MEDICAL CENTER.

The motion was seconded by Councilman Brady and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-q. Councilman Addonizio presented and moved RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND AN OVERPAYMENT IN THE AMOUNT OF $755.60 TO THE WASHINGTON NATIONAL INSURANCE COMPANY, DUE TO ERROR IN CHARGING ERNESTINE HALL FOR 42 DAYS CONFINEMENT AT MARTLAND MEDICAL CENTER INSTEAD OF TWO DAYS.

The motion was seconded by Councilman Brady and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-r. Councilman Addonizio presented and moved RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND OVERPAYMENT IN THE AMOUNT OF $134.40 TO MARIE GOODMAN FORMERLY A PATIENT AT MARTLAND MEDICAL CENTER.

The motion was seconded by Councilman Brady and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-s. Councilman Addonizio presented and moved RESOLUTION CANCELLING YEAR 1929 PERSONAL PROPERTY TAXES FOR 545 INDIVIDUALS TOTALING $4,146.70, REASON - MOVED - CANNOT BE LOCATED.

The motion was seconded by Councilman Santoro and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-t. Councilman Addonizio presented and moved RESOLUTION CANCELLING YEAR 1929 PERSONAL PROPERTY TAXES FOR 451 INDIVIDUALS TOTALING $5,125.34, REASON - MOVED - CANNOT BE LOCATED.

The motion was seconded by Councilman Santoro and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-u. Councilman Addonizio presented and moved RESOLUTION APPROVING TRANSFER OF $5,000.00 FROM OFFICE OF THE MAYOR AND AGENCIES, CIVIL DEFENSE COUNCIL, OTHER EXPENSES "B" SERVICE BY CONTRACT, TO OFFICE OF MAYOR AND AGENCIES, CIVIL DEFENSE COUNCIL, OTHER EXPENSES "E"; INSTALLATION OF SIRENS "B" AND PURCHASE OF SIRENS "E" ARE IDENTIFIED AND RELATED TO EACH OTHER.

The motion was seconded by Councilman Brady and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-v. Councilman Brady presented and moved EMERGENCY RESOLUTION APPROPRIATING $5,883.69 FOR SALARIES AND WAGES, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF INSPECTIONS TO PROVIDE FUNDS FOR TWO FIELD REPRESENTATIVES WHO WERE INADVERTENTLY DELETED FROM THE 1959 BUDGET.

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

MOTIONS.

7-M-a. Councilman Melillo stated he would like to call to the attention of the Council a fact that is already known to them, namely the untimely resignation of the Secretary of State, John Foster Dulles, due to illness. We are saddened by this step that he was impelled to take.

Councilman Melillo said we are all indebted to him as citizens of this country for the untiring efforts that he devoted to the performance of his duty in that important position.

He, therefore, MOVED THAT A SUITABLE RESOLUTION BE PREPARED BY THE CITY CLERK AND FORWARDED TO THE SECRETARY OF STATE EXPRESSING THE REGRET OF THE NEWARK MUNICIPAL COUNCIL AT THE ACTION WHICH HE WAS IMPELLED TO TAKE AND EXPRESSING TO HIM OUR DEEP APPRECIATION FOR HIS INDEFATIGABLE SERVICE TO HIS FELLOW CITIZENS IN THE UNITED STATES.

The motion was seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-M-b. A MOTION EXTENDING THE BEST WISHES OF THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK TO THE PEOPLE OF JEWISH FAITH OF THE CITY OF NEWARK FOR THE PASSOVER HOLIDAY SEASON, was made by President Bontempo, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a. The City Clerk presented COMMUNICATION FROM BETH ISRAEL HOSPITAL, NEWARK, RECEIVED APRIL 1, 1959, WITH RESPECT TO THE LICENSING OF COFFEE SHOP IN THAT INSTITUTION.

A motion that this communication be received and placed on file was made by Councilman Melillo, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

The City Clerk stated this matter is covered by Item 8-c in the minutes of this meeting.

8-b. The City Clerk presented COMMUNICATION FROM HIS HONOR, MAYOR LEO P. CARLIN, RECEIVED APRIL 1, 1959, ADVISING OF APPOINTMENT OF MESSRS. CARROL M. SHANKS, HORACE K. CORBIN, JOHN E. MANNING. W. PAUL STILLMAN AND MORRISON J. FELDMAN, AS MEMBERS OF THE FISCAL ADVISORY BOARD FOR A PERIOD OF TWO YEARS, COMMENCING APRIL 14, 1959.

A motion that this communication be received and placed on file was made by Councilman Addonizio, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-c. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED APRIL 9, 1959, ENCLOSING PROPOSED "ORDINANCE TO SUPPLEMENT ARTICLE XII OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951".

(This ordinance would exclude associations for the blind, churches, schools, hospitals and charitable organizations from having to obtain a restaurant or cigar license)

(Copy of ordinance submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance, when amended, on the May 7, 1959 Calendar of the Municipal Council for first reading, was made by Councilman Melillo, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-D. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED APRIL 9, 1959, ENCLOSING PROPOSED "ORDINANCE APPROPRIATING $5,000. FROM CAPITAL IMPROVEMENT FUND FOR THE ELECTRICAL WORK REQUIRED ON THE FIRST FLOOR OF THE CITY HALL TO PERMIT THE INSTALLATION OF REMINGTON RAND TABULATING MACHINES, AND WORK INCIDENTAL THERETO, IN THE TAX DIVISION OF THE DEPARTMENT OF REVENUE".

(Copy of ordinance and forwarding letter from Mr. Rinaldi submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 7, 1959 Calendar of the Municipal Council for first reading, was made by Councilman Addonizio, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-E. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED APRIL 9, 1959, ENCLOSING PROPOSED "ORDINANCE APPROPRIATING THE SUM OF $37,000.00 FOR THE INSTALLATION OF MECHANICAL ELEVATOR FILES SYSTEM IN THE RECORD BUREAU OF THE DEPARTMENT OF POLICE, INCLUDING MICRO-FILMING OF PRESENT RECORDS REQUIRED FOR THE INITIAL OPERATION OF THE SYSTEM".

(Copy of ordinance and forwarding letter from Mr. Rinaldi submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 7, 1959 Calendar of the Municipal Council for first reading, was made by Councilman Addonizio, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-F. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED APRIL 9, 1959, ENCLOSING PROPOSED "ORDINANCE APPROPRIATING THE SUM OF THIRTY THREE THOUSAND FIVE HUNDRED AND FORTY DOLLARS ($33,540.00) FROM THE CAPITAL IMPROVEMENT FUND FOR THE PURCHASE AND INSTALLATION OF ACCOUNTING MACHINES AND CHECK SIGNING MACHINES BY THE PAYROLL DIVISION, DEPARTMENT OF FINANCE, TO REPLACE OBSOLETE MACHINES IN USE FOR THE PERIOD OF TEN YEARS".

(Copy of ordinance and forwarding letter from Mr. Rinaldi submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 7, 1959 Calendar of the Municipal Council for first reading, was made by Councilman Addonizio, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-g. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED APRIL 9, 1959, ENCLOSING PROPOSED "ORDINANCE APPROPRIATING THE SUM OF SIX THOUSAND ($6,000) DOLLARS FROM THE CAPITAL IMPROVEMENT FUND FOR PLUMBING AND ELECTRICAL WORK FOR THE PREPARATION OF A ROOM IN THE BASEMENT OF THE CITY HALL ANNEX BUILDING, TO BE USED FOR THE INSTALLATION OF TELEPHONE EQUIPMENT FOR THE DEPARTMENT OF POLICE".

(Copy of ordinance and forwarding letter from Mr. Rinaldi submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 7, 1959 Calendar of the Municipal Council for first reading, was made by Councilman Addonizio, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-h. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED APRIL 9, 1959, ENCLOSING PROPOSED "ORDINANCE TO AMEND AN ORDINANCE ENTITLED 'AN ORDINANCE PROVIDING FOR THE VACATION OF AND IN ALL THAT PART OF EMPIRE STREET, EXTENDING FROM THE STATE HIGHWAY ROUTE 22 EASTERLY APPROACH RAMP TO A POINT 475 FEET, MORE OR LESS, EASTERLY AND FOR THE VACATION, RELEASE AND EXTINGUISHMENT OF THE PUBLIC RIGHTS, IF ANY, OF AND IN ALL THAT PART OF EMPIRE STREET, EXTENDING FROM SAID POINT EASTERLY TO NEW JERSEY RAILROAD AVENUE, ALL AS LAID OUT 60 FEET IN WIDTH ON A MAP ENTITLED 'MAP OF PROPERTY OF THE WAVERLY LAND COMPANY AT WAVERLY, N. J.' AND ON A MAP ENTITLED 'MAP OF PROPERTY BELONGING TO THOMAS JOHNSON, SURVEYED BY THOMPSON AND COMPANY, 1873'. 'BEARING NO. 6S & FB, ADOPTED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK ON THIRD READING AND FINAL PASSAGE ON JANUARY 7, 1959; CORRECTING ERRORS IN DESCRIPTION OF THAT PART OF EMPIRE STREET INTENDED TO BE VACATED THEREBY SO THAT THE SAME SHALL READ AND PROVIDE AS FOLLOWS:

AN ORDINANCE PROVIDING FOR THE VACATION OF AND IN ALL THAT PART OF EMPIRE STREET, EXTENDING FROM THE STATE HIGHWAY ROUTE 22 EASTERLY APPROACH RAMP AT FRELINGHUYSEN AVENUE TO A POINT 475 FEET, MORE OR LESS, EASTERLY AND FOR THE VACATION, RELEASE AND EXTINGUISHMENT OF THE PUBLIC RIGHTS, IF ANY, OF AND IN ALL THAT PART OF EMPIRE STREET, EXTENDING FROM SAID POINT EASTERLY TO NEW JERSEY RAILROAD AVENUE, ALL AS LAID OUT 60 FEET IN WIDTH ON A MAP ENTITLED 'MAP OF PROPERTY OF THE WAVERLY LAND COMPANY AT WAVERLY, N. J.' AND ON A MAP ENTITLED 'MAP OF PROPERTY BELONGING TO THOMAS JOHNSON, SURVEYED BY THOMPSON AND COMPANY, 1873".

(This ordinance defines more clearly the exact location of the City's easement on Empire Street)

(Copy of ordinance and communication from Director Andress to Mr. Rinaldi submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 7, 1959 Calendar of the Municipal Council for first reading, was made by President Bontempo, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-1. The City Clerk presented COMMUNICATION FROM HIS HONOR, MAYOR LEO P. CARLIN, RECEIVED APRIL 9, 1959, ENCLOSING COPY OF PROPOSED LEGISLATION CONCERNING THE PASSAIC VALLEY SEWERAGE COMMISSIONERS, AND URGING THE COUNCIL TO ADOPT A RESOLUTION ENDORSING THIS LEGISLATION.

(Copy of communication and proposed legislation submitted to each Member of the Council)

A motion to receive this communication and authorizing the President of the Municipal Council to appoint a committee of three to take the appropriate action thereon, was made by Councilman Santoro, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Gordon, Melillo, Santoro, Turner, President Bontempo.

No: Councilman Callaghan.

President Bontempo appointed Councilman Addonizio, Chairman, Councilmen Brady and Gordon to serve on this committee.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

9-A. COMMUNICATION FROM HIS HONOR, MAYOR LEO P. CARLIN, RECEIVED MARCH 24, 1959, SUBMITTING NAME OF LOUIS R. CEREFICE, 28 REYNOLDS PLACE, NEWARK, AS NOMINEE FOR MEMBER OF BOARD OF ALCOHOLIC BEVERAGE CONTROL FOR TERM EXPIRING AUGUST 31, 1960.

(Council met with Mr. Cerefice April 7, 1959)

Councilman Addonizio moved to concur in the nomination of Louis R. Cerefice, as a Member of the Board of Alcoholic Beverage Control, for term expiring August 31, 1960.

Councilman Santoro seconded the motion.

President Bontempo: Will the Council confirm the nomination?

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The nomination is confirmed.

9-B. COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED MARCH 5, 1959,

ENCLOSING LETTER FROM FRED J. GASSERT, REPRESENTING THE QUEEN OF ANGELS CHURCH, SEEKING A RELEASE FROM THE RESTRICTION ON A PIECE OF PROPERTY PURCHASED FROM THE CITY OF NEWARK FEBRUARY 9, 1949.

(Copy of correspondence submitted to each Member of the Council)

(Awaiting reply from Mr. Gassert re: counter proposal of Council to resell property to City)

A motion to defer action on this matter awaiting reply from Mr. Gassert, was made by Councilman Gordon, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

9-c. PROPOSED CONTRACT BETWEEN THE PASSAIC VALLEY SEWERAGE COMMISSION AND THE MARCALUS MANUFACTURING CO., INC. OF EAST PATERSON, NEW JERSEY.

(There is on file in City Clerk's Office copies of correspondence referred to by Mayor Carlin at Special Council Conference April 7, 1959, wherein City objected to use of Passaic Valley Sewerage Commissioners' facilities on application made by the Borough of Lodi)

A motion that after reconsideration of this matter, the Council is of the same opinion as reflected in action taken at their previous meeting April 1, 1959, was made by President Bontempo, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Melillo, Santoro, Turner, President Bontempo.

No: Councilman Gordon.

NEW BUSINESS ON THE CALENDAR.

10-a. The City Clerk announced that the pre-meeting conference scheduled for May 5, 1959 and the regular meeting of the Municipal Council scheduled for May 6, 1959 will be postponed because of a lack of quorum due to the Council's attendance at a conference held by ACTION. The pre-meeting conference and the regular meeting of the Municipal Council will be held on May 7, 1959.

MISCELLANEOUS.

11-a. The City Clerk reported the following Bingo and Raffles Licenses were issued from March 27, 1959 to April 10, 1959:

BINGO LICENSES

LICENSEE	LICENSE NO.
St. John's Ukrainian Catholic Church	1507 (Amended)

BINGO LICENSES (Continued)

LICENSEE	LICENSE NO.
St. Philip Neri Church	1570
St. James Roman Catholic Church	1571

RAFFLES LICENSES

LICENSEE	LICENSE NO.
Newark Teachers' Association	1560 (Amended)
St. Thomas Aquinas Church	1561 (Amended)
P.T.A. of St. Francis Xavier Church	1568
New Jersey's Boystown	1569
Benedictine Mothers' League	1572
St. Charles Borromeo Church	1573
Minsker Ladies K.U.V.	1574
Sport Club Portugues, Inc.	1575
Sinai Sisterhood	1576
Business & Professional Women's Club of Newark, Inc.	1577
Macedonia A. M. E. Church	1579
St. Charles Rosary Society	1580
Patrician Guild	1581
Sacred Heart Guild of Ivy Haven	1482
Golden Rainbow Link No. 2, Order of the Golden Chain	1583
Rose Fisch Kaunitz Memorial for Cerebral Palsy	1584
Rose Fisch Kaunitz Memorial	1585

A motion to concur in the report was made by Councilman Gordon, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

RELEASES.

None.

ADJOURNMENT.

12. A motion to adjourn this meeting was made by Councilman Melillo, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

This meeting adjourned at 10:10 P. M.

Approved:

Harry S. Reichenstein	Michael A. Bontempo
City Clerk	President

P

Newark, New Jersey, March 18, 1959

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 8:00 P.M.

The audience arose for the National Anthem.

The prayer was offered by Reverend Richard McGuinness, St. Bridget's R. C. Church.

President Bontempo called the meeting to order and asked for roll call.

Present: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo, City Clerk Harry S. Reichenstein, Clerk of the Council; Sergeant Joseph J. Manghisi, Sergeant-at-Arms.

Absent: Councilman Cooper.

President Bontempo: The first order of business will be a public hearing on the amendments to the Local Municipal Budget.

City Clerk: The Budget of the City of Newark for the year 1959 was approved on February 10th, 1959. It was submitted to the Director of Local Government and certified by Mr. Skillman on March 5th, 1959. A hearing on that Budget was conducted March 12th, 1959. At the close of the hearing, amendments were approved and advertised in the Newark Evening News on March 14th, 1959 in which publication a notice of public hearing on the amendments to the Budget was advertised to be held Wednesday, March 18th, 1959 at 8:00 P.M. This being the time, the place and the hour, it is now in order to hold the hearing which shall be restricted to the amendments as adopted and advertised. Is there anyone present who desires to be heard on the amendments to the 1959 Budget of the City of Newark?

MR. ARTHUR FISHBEIN, 282 CHANCELLOR AVENUE, NEWARK, NEW JERSEY, spoke on the amendments to the Budget.

A motion to close the public hearing was made by Councilman Gordon, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

City Clerk: The hearing on the Budget Amending Resolution of March 12th, 1959 having been concluded and closed, the Budget for the year 1959, as amended, is now before you for consideration.

March 18, 1959

A motion to adopt the 1959 Local Municipal Budget, as amended, was made by Councilman Gordon, seconded by Councilman Melillo.

Councilman Addonizio stated before casting his vote on the Budget, he would like to point out a few things. He recommended that the Business Administrator instruct the Budget Officer to prepare a new format for the Martland Medical Center Budget so it can be more readily analyzed. He also pointed out that the Water Utility operates under the Public Utility Law and therefore does not affect the Municipal Budget directly. Councilman Addonizio read from Section 2.146 of the Administrative Code which provides that the head of the Division of Inspections in the Department of Health and Welfare shall be the Chief of Inspections. He asserted although almost five years have elapsed since the adoption of the Code, this provision has not been put into operation and has caused continued confusion.

Councilman Melillo remarked the two points raised by Councilman Addonizio were fully discussed by the Council at their Budget hearings and recommendations were sent to those officials charged with the responsibility of carrying out the particular sections of the Code.

Councilman Santoro said since this is the first Budget he has had the opportunity and privilege of studying, he found several line items not sufficient in detail and explanation and had requested the Council to ask Administration for a detailed explanation on these items, (1) the 1/4 million dollar line item for overtime, and (2) the item representing gasoline and oil expenditures for City employees. He said the information was late in coming and the Council did not have an opportunity to make a full study. Councilman Santoro stated he desired to make recommendations on this to the Council when they have their next Budget meeting. He felt these two items required further explanation.

Councilman Brady remarked he agreed with the new members of the Council who pointed out that some items could possibly have been set up in better fashion. He added that as a member of the Commission form of government, there is no comparison between the old format and the new one. This new form of government has done a splendid job in setting up the present Budget.

Councilman Callaghan remarked he was not pleased with the Budget. He felt many of the things brought out should be discussed with the Council as a Whole in sessions with the Mayor and Business Administrator, not just for one day but in sessions from

time to time, and not only during Budget period. He declared that Administration has the Budget from October and it hastily comes to the Council in February at which time the Council is told there is a deadline to meet, also, the Board of Education gives the Council a deadline. He felt the Council should receive the Budget much sooner even if it requires a State law. In his opinion, he thought the suggestions offered will make the Budget a better one.

The motion to adopt the 1959 Local Municipal Budget, as amended, was adopted by the following votes:

Yes: Councilmen Brady, Callaghan, Gordon, Melillo, Turner, President Bontempo.

No: Councilmen Addonizio, Santoro.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

4-a. The City Clerk presented HEALTH REPORT, CITY OF NEWARK, FOR THE YEAR 1958.

A motion that the report be received and placed on file was made by Councilman Brady, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-b. The City Clerk presented ANNUAL REPORT OF PUBLIC LIBRARY, FOR THE YEAR 1958.

A motion that the report be received and placed on file was made by Councilman Addonizio, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-c. The City Clerk presented COPY OF MINUTES OF MEETING OF BOARD OF ADJUSTMENT HELD FEBRUARY 25, 1959.

A motion that the minutes be received and placed on file was made by Councilman Gordon, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-d. The City Clerk presented REPORT OF DIVISION OF BUILDINGS, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTH OF FEBRUARY, 1959.

A motion that the report be received and placed on file was made by Councilman Addonizio, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-e. The City Clerk presented REPORT OF IVY HAVEN, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTH OF FEBRUARY, 1959.

A motion that the report be received and placed on file was made by Councilman Santoro, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-f. The City Clerk presented MINUTES OF MEETING OF PASSAIC VALLEY SEWERAGE COMMISSION HELD FEBRUARY 19, 1959.

A motion that the minutes be received was made by Councilman Gordon, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-g. The City Clerk presented REPORT FROM DIVISION OF CENTRAL PURCHASE IN CONNECTION WITH ITEMS PURCHASED WITHOUT BIDS AND IN EXCESS OF $1,000.00 DURING THE MONTHS OF JANUARY AND FEBRUARY, 1959.

A motion that the report be received and placed on file was made by Councilman Brady, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-h. The City Clerk presented REPORT OF MUNICIPAL COURTS, PARTS 1 AND 2, FOR THE MONTH OF FEBRUARY, 1959.

A motion that the report be received and placed on file was made by President Bontempo, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

PENDING BOARD OF ADJUSTMENT APPLICATIONS.

4-A-1. The City Clerk read APPLICATION OF NORTHERN NEW JERSEY OIL CO., OWNER; FOR THE

REPLACEMENT OF TWO 100,000-GALLON FUEL OIL TANKS WITH ONE 730,000-GALLON TANK; AND INCREASE ONE 630,000-GALLON FUEL OIL TANK TO HOLD 730,000-GALLONS, IN A 2ND INDUSTRIAL DISTRICT; ON PREMISES 2052-2090 MC CARTER HIGHWAY.

(Vote of Board of Adjustment 5-0. No objectors)

(Public Hearing Closed)

A motion to concur in the recommendations of the Board of Adjustment was made by Councilman Santoro, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

BOARD OF ADJUSTMENT APPLICATIONS.

4-A-2. The City Clerk read APPLICATION OF EDWARD ALBERT CASSIDY, OWNER; FOR THE ERECTION OF 1-FAMILY SPLIT LEVEL DWELLING IN A 1ST RESIDENCE DISTRICT; ON PREMISES 777-779 DE GRAW AVENUE.

(Vote of Board of Adjustment 4-0. No objectors)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Brady, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-A-3. The City Clerk read APPLICATION OF JARO CORP., OWNER; FOR THE ESTABLISHMENT OF A RESTAURANT WITHIN 150'-0" OF A RESIDENCE DISTRICT IN A 1ST BUSINESS DISTRICT; ON PREMISES 874-878 HUNTERDON STREET.

(Vote of Board of Adjustment 4-0. No objectors)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Brady, seconded by Councilman Santoro and adopted by the following votes:

March 18, 1959

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-A-4. The City Clerk read APPLICATION OF ARTHUR W. LUNN, OWNER; FOR THE ADDITION TO EXISTING HOSPITAL EXCEEDING FRONT YARD REQUIREMENTS ON SOUTH 10TH STREET IN A 3RD RESIDENCE DISTRICT; ON PREMISES 44-60 SOUTH 10TH STREET.

(Vote of Board of Adjustment 4-0. No objectors)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Brady, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-A-5. The City Clerk read APPLICATION OF WILLIAM & CLARA RADEMAEKERS, OWNERS; FOR ENGRAVING OF STEEL MOLDS IN CONJUNCTION WITH BOOK BINDING SUPPLY BUSINESS INCLUDING MANUFACTURE OF SMALL GOLD STAMPING MACHINE PARTS IN A 3RD RESIDENCE DISTRICT; ON PREMISES 74-78 ORATON STREET.

(Vote of Board of Adjustment 4-0. 2 objectors)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Brady, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-A-6. The City Clerk read APPLICATION OF PELLECHIA CONSTRUCTION CO., OWNER UNDER CONTRACT TO PURCHASE; FOR THE ERECTION OF BUILDING TO BE USED BY A BUILDING CONTRACTOR EXCEEDING THE FRONT YARD REQUIREMENTS, IN A 3RD RESIDENCE DISTRICT; ON PREMISES 9-13 NEWARK STREET.

(Vote of Board of Adjustment 3-0. No objectors)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Brady, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo announced Mayor Carlin was seated on the dias with the Council.

REPORTS OF COMMITTEES.

5-a. COUNCIL COMMITTEE TO STUDY THE FAULKNER ACT.

(Councilmen Santoro, Brady, Callaghan)

Chairman Santoro reported progress.

A motion to accept the report was made by Councilman Addonizio, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-b. COUNCIL STUDY COMMITTEE FOR REVISION AND AMENDMENT OF THE CODE.

(Councilmen Gordon, Addonizio, Cooper)

Chairman Gordon reported progress.

A motion to accept the report was made by Councilman Brady, seconded by President Bontempo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-e. COUNCIL COMMITTEE TO STUDY THE PROPOSALS OFFERED BY MAYOR CARLIN AND THE PARKING AUTHORITY TO PROVIDE FOR THREE PARKING PROJECTS IN THE DOWNTOWN AREA.

(Councilmen Gordon, Addonizio, Melillo)

Chairman Gordon reported progress.

A motion to accept the report was made by Councilman Brady, seconded by President Bontempo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner,

President Bontempo.

5-f. COUNCIL COMMITTEE TO STUDY REGULATIONS AND PROCEDURES FOR EMPLOYEES.

(Councilmen Santoro, Cooper, Melillo)

Chairman Santoro reported progress.

A motion to accept the report was made by Councilman Addonizio, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-g. COUNCIL COMMITTEE TO STUDY POSSIBILITY OF BROADENING TAX REVENUE AND NEW SOURCES OF REVENUE.

(Councilmen Melillo, Callaghan, Cooper)

Chairman Melillo reported progress.

A motion to accept the report was made by Councilman Santoro, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-h. COUNCIL COMMITTEE TO STUDY THE CIVILIAN DEFENSE SET-UP.

(Councilmen Addonizio, Cooper, Gordon)

Chairman Addonizio reported progress.

A motion to accept the report was made by Councilman Brady, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo announced Business Administrator Rinaldi was seated on the dias with the Council and Mayor Carlin.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Bontempo called for ordinances on first reading.

6-F-a. The City Clerk read AN ORDINANCE APPROPRIATING THE SUM OF $4,000. FROM THE CAP-

ITAL IMPROVEMENT FUND TO PROVIDE FOR ADDITIONAL LIGHTING IN THE MUNICIPAL COURTS, ON THE THIRD AND FOURTH FLOORS OF THE CITY HALL ANNEX BUILDING.

(Copy of ordinance submitted to each Member of the Council)

(Business Administrator met with Council March 10, 1959)

A motion to adopt this ordinance on first reading was made by Councilman Gordon, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 1st, 1959.

6-F-b. The City Clerk read AN ORDINANCE APPROPRIATING THE SUM OF $19,000. FROM THE CAPITAL IMPROVEMENT FUND TO PROVIDE FOR REHABILITATION OF ELECTRICAL SYSTEMS IN THE THIRD PRECINCT BUILDING, FIFTH PRECINCT BUILDING AND ENGINE NO. 32.

(Copy of ordinance submitted to each Member of the Council)

(Business Administrator met with Council March 10, 1959)

(Awaiting opinion from Corporation Counsel, re: Port of New York Authority lease as it pertains to Engine Company #32 at Port Newark; and Business Administrator to further check this item)

A motion to adopt this ordinance on first reading was made by Councilman Addonizio, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 1st, 1959.

6-F-c. The City Clerk read AN ORDINANCE APPROPRIATING THE SUM OF $37,800. FROM THE CAPITAL IMPROVEMENT FUND, FOR THE REPLACEMENT OF WATER PIPE LINES IN THE BOYLAN STREET AND

THE ROTUNDA POOLS.

(Copy of ordinance submitted to each Member of the Council)

(Business Administrator, Director Andress and Mr. Pistolese met with Council March 10, 1959)

A motion to adopt this ordinance on first reading was made by Councilman Melillo, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 1st, 1959.

6-F-d. The City Clerk read AN ORDINANCE APPROPRIATING THE SUM OF $23,000. FROM THE CAPITAL IMPROVEMENT FUND TO CAPITAL ACCOUNT FOR AIR CONDITIONING IN HEADQUARTERS, DEPARTMENT OF POLICE.

(Copy of ordinance submitted to each Member of the Council)

(Business Administrator, Director Andress and Mr. Pistolese met with Council March 10, 1959)

A motion to adopt this ordinance on first reading was made by Councilman Gordon, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 1st, 1959.

6-F-e. The City Clerk read AN ORDINANCE RELATING TO THE REPAIR, CLOSING AND DEMOLITION OF BUILDINGS UNFIT FOR HUMAN HABITATION OR OCCUPANCY OR USE, AND PROVIDING FOR THE REMEDIES AND PROCEDURES IN CONNECTION WITH ACTION TAKEN UNDER THIS ORDINANCE; REPEALING THE

EXISTING SECTIONS 7.360 TO 7.368 INCLUSIVE AND SECTION 14.406 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AND CREATING NEW SECTIONS 7.360 TO 7.368 INCLUSIVE IN LIEU OF THE REPEALED SECTIONS.

(Copy of ordinance submitted to each Member of the Council)

(Copy of resolution No. 7-R-g, adopted February 18, 1959, submitted to each Member of the Council)

A motion to adopt this ordinance on first reading was made by Councilman Addonizio, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 1st, 1959.

6-F-f. The City Clerk read AN ORDINANCE APPROPRIATING $1,883,000. FOR SCHOOL PURPOSES AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SUCH APPROPRIATION.

(For Garfield School addition and reconstruction)

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt this ordinance on first reading was made by Councilman Melillo, seconded by Councilman Santoro.

Councilman Addonizio thanked his colleagues for agreeing to the deferment of this ordinance because it had given him the time to finalize his studies in this matter and had led to a better understanding between the officials of the school system and him as representative of the Council on the Board of School Estimate. He said the cost analyses and comparisons he had made between Newark school costs of construction and that in other areas of the State was the basis for lengthy and very enlightening discussions with Superintendent of Schools, Dr. Edward Kennelly. The common conclusion was reached that the need for the rehabilitation and additions to Garfield School is paramount to the cost factors involved. Dr. Kennelly agreed that standardization of construction and planning in the future may well lead to more economical construction. He further agreed that the City Council should be kept thoroughly informed as to future planning and

needed construction to implement our school facilities. Councilman Addonizio believed the groundwork has now been laid for proper and harmonious relations between the governing body, the Board of Education and our school officials. He said that education is of primary importance to our people and to the future of this City. That it must be contained within the fiscal limitations of our government is a practical necessity that must also be considered. He, therefore, said he would vote in the affirmative for the resolution and ordinance authorizing the rehabilitation and additions to the Garfield School.

The motion to adopt this ordinance on first reading was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 1st, 1959.

PUBLIC HEARINGS ON ORDINANCES AS ADVERTISED.

6-Ph-a. The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, this being the date and time set therefor.

AN ORDINANCE AMENDING RULE III, OF SECTION 2.5, RULES OF PROCEDURE, OF ARTICLE II, RULES OF PROCEDURE AND SALARIES, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951 AS AMENDED AND SUPPLEMENTED.

(This ordinance would establish the date of Council pre-meeting conferences at 10:00 A.M., on all days on which regular meetings of the Council are held)

(Copy of ordinance submitted to each Member of the Council)

A motion to strike the ordaining clause was made by Councilman Addonizio, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

6-Ph-b. The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing,

this being the date and time set therefor.

AN ORDINANCE APPROPRIATING THE SUM OF ONE MILLION SIX HUNDRED THOUSAND DOLLARS ($1,600,000.00) FROM THE CAPITAL IMPROVEMENT FUND FOR THE ACQUISITION, RAZING, LEVELING, PAVING, EQUIPPING, PREPARATION AND DEVELOPMENT GENERALLY, OF A PRIVATELY OWNED TRACT OF LAND, DESIGNATED AS LOTS 21, 22, 23, 31, 34, 35, 36, 39, 41, 42, 44, 47, 50, and 54, BLOCK 73 ON THE OFFICIAL TAX MAP OF THE CITY OF NEWARK, NEW JERSEY, APPROXIMATELY 269.27 FEET ON MARKET STREET, 253.09 FEET ON PLANE STREET, 275.95 FEET ON BRANFORD PLACE AND 255.69 FEET ON WASHINGTON STREET, AS REQUIRED FOR THE DEVELOPMENT OF A SITE FOR PUBLIC PARKING OF VEHICLES.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. There is hereby appropriated from the Capital Improvement Fund the sum of one million six hundred thousand dollars ($1,600,000.00) for the acquisition, razing, leveling, paving, equipping, preparation and development generally, of a privately owned tract of land, designated as Lots 21, 22, 23, 31, 34, 35, 36, 39, 41, 42, 44, 47, 50 and 54, Block 73 on the official tax map of the City of Newark, New Jersey, approximately 269.27 feet on Market Street, 253.09 feet on Plane Street, 275.95 feet on Branford Place and 255.69 feet on Washington Street, as required for the development of a site for parking of vehicles.

2. This ordinance shall take effect upon final adoption and publication as provided by law.

President Bontempo called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

No one appearing, President Bontempo entertained the motion that the hearing in this matter be closed and a motion to close the hearing was made by Councilman Gordon, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

6-Ph-c. The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, this being the date and time set therefor.

AN ORDINANCE AMENDING SECTION 2.58 OF ARTICLE VI ADMINISTRATION GENERALLY, CHAPTER 2, CITY ADMINISTRATIVE CODE OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED AND SUPPLEMENTED.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK:

1. Section 2.58, of Article VI, Administration Generally, Chapter 2, City Admi-

nistrative Code, of the Revised Ordinances of the City of Newark, New Jersey, 1951, as Amended and Supplemented, shall be amended to read as follows:

"Section 2.58, Contracts with City-Stipulation as to prevailing wages and working conditions [.], and use of domestic materials.

(a) All contracts hereafter made by or on behalf of the city or any of its departments or subdivisions with any persons for the performance of any kind of work or the sale, furnishing or delivery of any material or supplies of any nature shall contain a provision that the laborers, workers and mechanics engaged in the work or in the manufacture, sale or delivery of such material or supplies shall not work more than eight hours in any one day while so engaged. All such contracts shall also provide that the laborers, workers and mechanics shall be paid the prevailing rate of wage for the type of work to be done in the territory in which it is or is to be performed. The violation of either of the foregoing provisions shall constitute a breach of contract, and such provisions shall be considered to be a contract for the benefit of the workers, laborers and mechanics upon which such laborers, workers and mechanics shall have the right to maintain action for the difference between the prevailing rate of wage and the rate of wage actually received by them. All such contracts shall contain the further provision that in case any dispute shall be referred to the commissioner of labor and industry of the state or to such person as will be designated by the commissioner of labor and industry as an arbitrator to settle such dispute, the parties to be bound by the decision of such arbitrator.

All such contracts shall also contain the further provision that only domestic materials, wherever available, shall be used in the performance thereof. For the purpose of this section domestic materials are defined as "articles, materials and supplies mined or produced in the United States, and manufactured articles, materials and supplies manufactured in the United States.

(b) All advertisements for bids and all specifications in pursuance of any law requiring the advertisements for bids shall include specific reference to this section.

2. This ordinance shall take effect upon final passage and publication according to law.

President Bontempo called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

March 18, 1959

The following spoke in opposition to this ordinance:

MRS. EVERETT O. BAUMAN, 862 SOUTH 13TH STREET, NEWARK, NEW JERSEY, PRESIDENT OF THE LEAGUE OF WOMEN VOTERS.

MR. WILLIAM DYMSZA, 161 NORTH MUNN AVENUE, WEST ORANGE, NEW JERSEY, ASSISTANT PROFESSOR OF ECONOMICS, SCHOOL OF BUSINESS ADMINISTRATION, RUTGERS - THE STATE UNIVERSITY, REPRESENTING AMERICANS FOR DEMOCRATIC ACTION.

MRS. ERNESTINE GRAYSON, 88 BOYD STREET, NEWARK, NEW JERSEY, REPRESENTING NEWARK COUNCIL OF CHURCH WOMEN.

MR. IRVING N. YANKOWITZ, 11 COMMERCE STREET, NEWARK, NEW JERSEY, REPRESENTING THE AMERICAN ASSOCIATION OF THE UNITED NATIONS.

MR. ARTHUR FISHBEIN, 282 CHANCELLOR AVENUE, NEWARK, NEW JERSEY.

The following spoke in favor of the adoption of this ordinance:

MR. GERARD A. SASSONE, 321 PARK AVENUE, NEWARK, NEW JERSEY.

No one else appearing, President Bontempo entertained the motion that the hearing in this matter be closed and a motion to close the hearing was made by Councilman Turner, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Bontempo called for ordinances on second reading and final passage.

6-S & F-b. The City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage.

AN ORDINANCE APPROPRIATING THE SUM OF ONE MILLION SIX HUNDRED THOUSAND DOLLARS ($1,600,000.00) FROM THE CAPITAL IMPROVEMENT FUND FOR THE ACQUISITION, RAZING, LEVELING, PAVING, EQUIPPING, PREPARATION AND DEVELOPMENT GENERALLY, OF A PRIVATELY OWNED TRACT OF LAND, DESIGNATED AS LOTS 21, 22, 23, 31, 34, 35, 36, 39, 41, 42, 44, 47, 50 AND 54, BLOCK 73 ON THE OFFICIAL TAX MAP OF THE CITY OF NEWARK, NEW JERSEY, APPROXIMATELY 269.27 FEET ON MARKET STREET, 253.09 FEET ON PLANE STREET, 275.95 FEET ON BRANFORD PLACE AND 255.69 FEET ON WASHINGTON STREET, AS REQUIRED FOR THE DEVELOPMENT OF A SITE FOR PUBLIC PARKING OF VEHICLES.

A motion to adopt the ordinance on second reading and final passage was made by Councilman Gordon, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Clerk is directed to deliver same to the Mayor for his approval or disapproval.

<u>6-S & F-c.</u> The City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage:

<u>AN ORDINANCE AMENDING SECTION 2.58 OF ARTICLE VI ADMINISTRATION GENERALLY, CHAPTER 2, CITY ADMINISTRATIVE CODE OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED AND SUPPLEMENTED.</u>

A motion to defer action on this ordinance at this time, was made by Councilman Callaghan, seconded by Councilman Addonizio.

Councilman Gordon read a statement wherein he set forth the historical background of United States foreign trade relations. He pointed out since the end of World War Two, America has sought to improve the economic status of nations less economically fortunate than ourselves with the aim of increasing international trade, lessening international tensions and raising the standard of living of the common man, not only within our borders, but throughout the world.

He felt the matter presently under consideration, falls under the direct responsibility of Congress and the Federal Executive. What the Council is now contemplating is a direct usurpation of a Federal function. He stated if the Council passes the amendment under consideration, other municipalities, encouraged by our excursion into the field of foreign trade may well take similar steps. He further felt the Council is not sufficiently acquainted with the niceties and complications of foreign trade to enable them to act in such a field. Councilman Gordon pointed out the serious nature of the Council's considerations, by setting forth the possibility that municipalities throughout the world might decide that any product manufactured in Newark, New Jersey would not be purchased by them. He questioned how severe the blow would be to our

municipal economy. Councilman Gordon remarked he had lived amongst the working man all his life and it is his deep concern for him that would not allow him to sanction anything that could in any way hurt him.

Councilman Callaghan pointed out the least this ordinance has done was to create a discussion. He said Newark is not alone in this problem. He asserted the introduction of this ordinance was instigated by protests from several trades Councils. Councilman Callaghan added he had checked into Passaic County and the State of New Jersey and they have certain restrictions establishing limits of bidders. Councilman Callaghan stated he was trying to protect some of our labor people who are unemployed. He, therefore, requested deferment of this matter to enable him to look into some other aspects brought out by the public speakers this evening.

Councilman Melillo stated when this ordinance was first proposed at a conference of the City Council, he was one of the first to voice his misgivings as to its propriety and wisdom. In speaking on the motion at the present time, he said he was speaking on behalf of labor and not against it. He remarked he wished to subscribe to everything that Councilman Gordon has said. To adopt this amendment would be a disservice to labor and to Newark. This reflects a provincial attitude in a cosmopolitan world. Councilman Melillo cited at length the effect this ordinance would have on industry in the Newark area, pointing out that 10% of our working force could be knocked out of jobs. It would have a serious effect on people working at Port Newark. He asserted the Administration is charged with the responsibility of awarding contracts to the lowest responsible bidder, irrespective of geographical location. Councilman Melillo said he, therefore, will vote in the negative, when this ordinance comes up for final adoption.

Councilman Callaghan stated he would take the responsibility and blame for some of the remarks made. He said there are countries, not communistic, who are boycotting American goods. He cited the Singer Sewing Machine Company which laid off 800 employees is now producing a Singer Sewing Machine that is marked "Made in Great Britain". He felt some of these companies should do something about foreign trade. Councilman

Callaghan asserted in certain countries the prevailing wage would never match the prevailing wage provision in our law. He publicly stated he realizes he may have made a mistake in introducing the ordinance and would like more time to study the matter.

Councilman Brady stated there has been some criticism because of the fact that a majority of the Council voted to have this ordinance placed on first reading. He pointed out the people of the community would not have had an opportunity to express their viewpoint unless it was approved on first reading. If there was no public hearing, the Council would not have the information which was given to them tonight. Councilman Brady did not think the Council should discontinue placing these items on first reading, thereby denying the opportunity to the people to express their opinion. He did not believe the adoption of this ordinance on first reading should create such criticism and commended the maker for his public statement.

Councilman Santoro was happy to hear the Councilmen commend Councilman Callaghan. He said these discussions are healthy and pointed out this matter had at least brought forth an audience, which does not prevail at other meetings of the Municipal Council.

Councilman Addonizio said he has always felt that this type of legislation should be primarily instituted on the Federal level. He said the United States is spending millions of dollars not only in foreign aid but through the Marshall Plan to develop the underprivileged areas of the world. It must be pointed out on May 8th, 1958, Councilman Callaghan was one of those who voted for the ordinance giving tradesmen employed by the City of Newark prevailing rates. He asserted we must bear in mind in all fairness that when we consider some of the goods imported into this country are made by slave labor, or by scab labor, we cannot frown upon union men when they say we should give a little consideration to American made goods. The only question is that the world today is so inter-related and so inter-dependent upon one another that opinions and philosophies of early 1900's cannot be carried through today. Councilman Addonizio thought it was a healthy thing to bring out

these different opinions.

The motion to defer action on this ordinance was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

HEARINGS OF CITIZENS.

None.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a. The City Clerk called for further bids based upon Resolution No. 7-R-c, adopted March 4th, 1959, which resolution approved offer by Nicholas Conzola to purchase City-owned property at 69 Jackson Street, Block 2000, Lot 30, for $900.00.

Mr. Frank Gargano, 366 Chestnut street, Newark, New Jersey and Mr. Nicholas Conzola, 94 Jackson Street, Newark, New Jersey, offered bids on this property.

The highest bid for this property, $1,300,000, was made by Mr. Nicholas Conzola, 94 Jackson Street, Newark, New Jersey.

A motion to close the bidding and accept the highest bid, offered by Mr. Nicholas Conzola, was made by Councilman Brady, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

Councilman Brady presented and moved RESOLUTION ACCEPTING BID OF NICHOLAS CONZOLA FOR PURCHASE OF CITY-OWNED PROPERTY AT 69 JACKSON STREET, BLOCK 2000, LOT 30, FOR $1,300.00.

The motion was seconded by Councilman Gordon and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-b. RESOLUTION AMENDING ORIGINAL LEASE AGREEMENT ENTERED INTO BETWEEN THE CITY OF NEWARK AND IVY HILL PARK APARTMENTS, INC., DATED APRIL 21, 1955, IN ORDER TO RELOCATE THE CIVIL DEFENSE AND DISASTER CONTROL CENTER FROM BUILDING NO. 1, IVY HILL PARK APARTMENTS, TO 35 MANOR DRIVE, ALSO KNOWN AS BUILDING NO. 2, IVY HILL PARK APARTMENTS.

A motion to defer further action on this resolution was made by Councilman Melillo, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-c. Councilman Gordon presented and moved RESOLUTION APPROVING PLANS AND SPECIFICATIONS FOR THE IMPROVEMENT BY REPAVING OF CAMP STREET FROM ORCHARD STREET TO MULBERRY STREET; AND AUTHORIZING ADVERTISING FOR SEALED BIDS.

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-d. Councilman Gordon presented and moved RESOLUTION APPROVING PLANS AND SPECIFICATIONS FOR THE IMPROVEMENT BY REPAVING PARTS OF NEW STREET, BURNET STREET, MILLER STREET AND WILLIAM STREET; AND AUTHORIZING ADVERTISING FOR SEALED BIDS.

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-e. Councilman Addonizio presented and moved RESOLUTION APPROVING PLANS AND SPECIFICATIONS FOR THE IMPROVEMENT BY REPAVING PARTS OF MEEKER AVENUE, BERGEN STREET, FERRY

STREET, MT. PROSPECT PLACE, NO. TWELFTH STREET, SO. TWELFTH STREET AND SO. THIRTEENTH STREET; AND AUTHORIZING ADVERTISING FOR SEALED BIDS.

The motion was seconded by Councilman Brady and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-f. Councilman Santoro presented and moved RESOLUTION AUTHORIZING THE DIRECTOR OF THE DEPARTMENT OF HEALTH AND WELFARE TO ENTER INTO A CONTRACT (RENEWAL) BETWEEN THE CITY OF NEWARK AND THE ASSOCIATED HUMANE SOCIETIES OF NEW JERSEY, FOR SHELTERING, FEEDING AND HOUSING OF ALL DOGS BROUGHT BY THE DIVISION OF HEALTH TO THE ANIMAL SHELTER AT 124 EVERGREEN AVENUE, NEWARK; SAID CONTRACT TO BE FOR A PERIOD FROM MARCH 1, 1959 TO FEBRUARY 29, 1960.

The motion was seconded by Councilman Gordon and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-g. Councilman Addonizio presented and moved RESOLUTION CANCELLING YEAR 1929 PERSONAL PROPERTY TAXES FOR 722 INDIVIDUALS, TOTALING $7,992.10, REASON - MOVED - CANNOT BE LOCATED.

The motion was seconded by Councilman Brady and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-h. RESOLUTION APPROVING OFFER BY MT. VERNON CONSTRUCTION CORP. TO PURCHASE CITY-OWNED PROPERTY AT 9-11 STECHER STREET, BLOCK 3731A, LOT 5, FOR $2,300.00; AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR FINAL BIDS.

A motion to defer further action on this resolution was made by Councilman Melillo, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

March 18, 1959

7-R-i. Councilman Melillo presented and moved RESOLUTION APPROVING OFFER BY MT. VERNON CONSTRUCTION CORP. TO PURCHASE CITY-OWNED PROPERTY AT 99-101 MANCHESTER PLACE, BLOCK 806, LOT 55, FOR $900.00; AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR FINAL BIDS.

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-j. Councilman Gordon presented and moved RESOLUTION MEMORIALIZING THE STATE SENATE AND GENERAL ASSEMBLY TO ADOPT NECESSARY LEGISLATION TO RENEW RENT CONTROL.

(Copy of resolution submitted to each Member of the Council)

The motion was seconded by Councilman Melillo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-k. Councilman Santoro presented and moved RESOLUTION APPOINTING TWO (2) CONSTABLES FOR THE YEAR 1959.

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-l. Councilman Santoro presented and moved RESOLUTION APPOINTING AL PECK SPECIAL POLICEMAN FOR A TERM ENDING DECEMBER 31, 1959.

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-m. Councilman Melillo presented and moved RESOLUTION AUTHORIZING THE CITY TREASURER TO DRAW A CHECK IN THE SUM OF $25.00 TO THE ORDER OF PHILIP GARFINKEL, DEFENDANT, 718 BROADWAY, NEWARK; THE ORIGINAL FINE OF $50.00 IMPOSED BY THE MUNICIPAL COURT WAS REDUCED TO $25.00 AS A RESULT OF AN APPEAL TO THE ESSEX COUNTY COURT.

The motion was seconded by Councilman Brady and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-n. Councilman Addonizio presented and moved RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND OVERPAYMENT IN THE SUM OF $10.00 TO PAUL L. FALCONE, JR.; THIS SUM WAS PAID TWICE TO COVER EXPENSES INCURRED AT MARTLAND MEDICAL CENTER AS THE RESULT OF AN AUTOMOBILE ACCIDENT AND FIRST AID TREATMENT TO JOHN GAMBERT.

The motion was seconded by Councilman Brady and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-o. RESOLUTION AUTHORIZING THE DIRECTOR OF THE DEPARTMENT OF HEALTH AND WELFARE TO EXECUTE A RELEASE UPON RECEIPT OF THE SUM OF $175.00, IN SETTLEMENT OF TOTAL INDEBTEDNESS OF $996.40, AND TO EFFECT CANCELLATION OF HOSPITAL LIEN, IN THE CASE OF EDWARD HENDERSON FORMERLY A PATIENT AT MARTLAND MEDICAL CENTER.

A motion to defer further action on this resolution until further information is obtained on this matter, was made by Councilman Addonizio, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-p. Councilman Brady presented and moved RESOLUTION AUTHORIZING THE DIRECTOR OF THE DEPARTMENT OF PUBLIC WORKS TO EXECUTE A CORRECTIVE DEED ON BEHALF OF THE CITY OF NEWARK TO THE PARKING AUTHORITY OF THE CITY OF NEWARK FOR "LAWRENCE STREET SCHOOL" PROPERTY, PURSUANT TO RESOLUTION #7-R-f, ADOPTED FEBRUARY 20, 1957.

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-q. Councilman Melillo presented and moved RESOLUTION AUTHORIZING THE CITY TREASURER

TO MAKE REFUND TO THE VETERANS ADMINISTRATION IN THE AMOUNT OF $127.20, WHICH WAS AN OVER-PAYMENT FOR MEDICAL TREATMENT FOR DONALD STIO.

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-r. Councilman Addonizio presented and moved RESOLUTION TO FORECLOSE IN REM TAX SALE CERTIFICATES HELD BY THE CITY OF NEWARK COVERING PROPERTY #25 TO #31 GARRISON STREET, TO CORRECT IRREGULARITIES IN ORIGINAL FORECLOSURE.

The motion was seconded by Councilman Brady and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-s. Councilman Addonizio presented and moved RESOLUTION TO FORECLOSE 30 IN REM TAX SALE CERTIFICATES HELD BY THE CITY OF NEWARK.

The motion was seconded by Councilman Gordon and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-t. Councilman Gordon presented and moved RESOLUTION MEMORIALIZING NEW JERSEY LEGISLATURE TO AMEND ASSEMBLY BILL #407 TO EXCLUDE NEWARK FROM THIS PROPOSED LEGISLATION.

The motion was seconded by Councilman Brady and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

Councilman Gordon explained Assembly Bill #407 would permit an individual who holds the status of a veteran to retire at the age of 62 years with 20 years of service, whether any part of their service had been with or without salary. This amendment would permit a veteran working at a non-salaried job for 19 years and 364 days to be placed on salary the last day of his employment and thus become eligible for retirement pension at half salary without having made any contribution to any pension fund. The proposed amendment would cover the situation of a few people in such a circumstance who went before the New Jersey Supreme Court and were refused in their request. Councilman Gordon declared the Council is not opposed to the veterans act as it now stands which

provides that a veteran is entitled to 50% of his salary after 20 years of continuous or aggregate service providing he held a paid job during this entire period. The resolution, as adopted here, requests the Legislature to exclude the City of Newark from this proposed legislation.

7-R-u. Councilman Melillo presented and moved RESOLUTION CONCURRING IN AND CONSENTING TO THE APPROPRIATION OF $1,883,000.00 FIXED BY THE BOARD OF SCHOOL ESTIMATE FOR USE IN CONSTRUCTING AN ADDITION AND RECONSTRUCTION OF THE EXISTING GARFIELD SCHOOL BUILDING.

The motion was seconded by Councilman Santoro and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

MOTIONS.

7-M-a. A MOTION THAT THE MUNICIPAL COUNCIL PREPARE A RESOLUTION INVITING THE NEW YORK STOCK EXCHANGE AND THE AMERICAN STOCK EXCHANGE TO LOCATE IN THE CITY OF NEWARK, was made by Councilman Turner, seconded by Councilman Melillo.

Councilman Turner pointed out there is no state income tax in this state and the Council should prepare a resolution requesting the State Legislature for a commitment guarantee that no question involving income taxes, such as those passed recently in New York be raised by the City of Newark or the State of New Jersey for at least 15 or 20 years.

Councilman Melillo stated it would be impossible to get a commitment from the State Legislature insofar as the tax question is concerned since the Legislature changes from year to year.

Councilman Brady remarked that portion of the remarks dealing with the State Legislature should be withdrawn, to which Councilman Turner agreed.

THE MOTION THAT THE MUNICIPAL COUNCIL PREPARE A RESOLUTION INVITING THE NEW YORK STOCK EXCHANGE AND THE AMERICAN STOCK EXCHANGE TO LOCATE IN THE CITY OF NEWARK, was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a. The City Clerk presented COMMUNICATION FROM MR. LEONARD HOLMAN, PRESIDENT, CENTRAL NEWARK COMMUNITY COUNCIL, 796 BROAD STREET, NEWARK, RECEIVED FEBRUARY 27, 1959, ENCLOSING COPY OF AN "OPEN LETTER ON HOUSING AND COMMUNITY DEVELOPMENT".

(Copy of letter submitted to each Member of the Council)

A motion that this communication be received, was made by Councilman Santoro, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-b. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED MARCH 5, 1959, ENCLOSING LETTER FROM FRED J. GASSERT, REPRESENTING THE QUEEN OF ANGELS CHURCH, SEEKING A RELEASE FROM THE RESTRICTION ON A PIECE OF PROPERTY PURCHASED FROM THE CITY OF NEWARK FEBRUARY 9, 1949.

(Copy of correspondence submitted to each Member of the Council)

A motion to defer action on this matter and directing the City Clerk to communicate with Mr. Frederick J. Gassert, representing the Queen of Angels Church, to propose to them that this property be re-sold to the City of Newark at the same price originally paid since the City of Newark owns the land adjacent to the property in question and the Municipal Council is desirous of keeping intact this stretch of property along Academy Street for future municipal use, was made by Councilman Addonizio, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-c. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED MARCH 12, 1959, ENCLOSING PROPOSED "ORDINANCE APPROPRIATING THE SUM OF $37,097.48 FROM THE CAPITAL IMPROVEMENT FUND TO COVER THE COST OF CONSTRUCTION AND INSTALLATION WORK-MARTLAND MEDICAL CENTER".

(Copy of ordinance submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 1st, 1959 Calendar of the Municipal Council, for first reading, was made by Councilman Brady, seconded by President Bontempo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

None.

March 18, 1959

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a. The City Clerk reported the following Bingo and Raffles Licenses were issued from March 2nd, 1959 to March 13th, 1959:

BINGO LICENSES

LICENSEE	LICENSE NUMBER
St. Philip Neri Church	1220 Amended
St. Joseph's Spanish Church	1273 Amended
St. Charles Borromeo's Church	1362 Amended
Newark Moose Lodge #237	1443 Amended
Congregation Ahavath Israel	1446 Amended
Beth David Jewish Center	1447 Amended
Congregation Chevra Anshe Lubovitz	1449 Amended
Newark Aerie #44, F. O. E.	1454 Amended
Cathedral of the Sacred Heart	1510 Amended

RAFFLES LICENSES

LICENSEE	LICENSE NUMBER
American Legion Memorial Hospital Guild	1531
Seton Hall University	1532
Richard Libes Memorial Heart Association	1533
St. Rose of Lima Church	1534
Women's Sodality of St. Michael's	1535
St. Michael's Mt. Carmel Guild	1536
Sisterhood, Livingston Jewish Center	1537
Ruth Estrin Goldberg Memorial for Cancer Research	1538
St. Cyril and Methodius Czechoslovak Church	1539
Pride of Newark Lodge #93, I. B. P. O. Elk's of W.	1540
Holy Name Society - Blessed Sacarment Church	1541
Holy Name Society - Our Lady of Mt. Carmel Church	1542
St. Bridget's R. C. Church	1543
St. Aloysius R. C. Church	1544
Hellenic Post #440, The American Legion	1545

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A motion to concur in the report was made by Councilman Addonizio, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

RELEASES.

None.

ADJOURNMENT.

12. A motion to adjourn this meeting was made by Councilman Gordon, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

This meeting adjourned at 10:15 P.M.

Approved:

Harry S. Reichenstein
City Clerk

Michael A. Bontempo
President

p

Newark, New Jersey, April 1, 1959

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 8:00 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend Clarence Bleakney, Roseville Baptist Church.

President Bontempo called the meeting to order and asked for roll call.

Present: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo, Acting City Clerk Elizabeth F. Sweeney, Acting Clerk of the Council; Sergeant James E. Burnett, Sergeant-at-Arms.

Absent: Councilman Cooper.

President Bontempo introduced and welcomed Mrs. Melillo, wife of Councilman Melillo, and their two sons, who were present in the audience.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

4-a. The Acting City Clerk presented COPY OF MINUTES OF MEETING OF BOARD OF ADJUSTMENT HELD MARCH 10, 1959.

A motion that the report be received and placed on file was made by Councilman Santoro, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-b. The Acting City Clerk presented REPORT OF MUNICIPAL COURT, PARTS 5 AND 6, FOR THE MONTH OF FEBRUARY, 1959.

A motion that the report be received and placed on file was made by Councilman Santoro, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-c. The Acting City Clerk presented REPORT OF RECEIPTS AND DISBURSEMENTS, DEPARTMENT OF FINANCE, FOR THE MONTH OF FEBRUARY, 1959.

A motion that the report be received and placed on file was made by Councilman Santoro, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-d. The Acting City Clerk presented ANNUAL REPORT OF FIRE DEPARTMENT, FOR THE YEAR 1958.

A motion that the report be received and placed on file was made by Councilman Santoro, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-e. The Acting City Clerk presented MINUTES OF MEETING OF CIVIL DEFENSE AND DISASTER CONTROL COUNCIL HELD MARCH 10, 1959.

A motion that the report be received and placed on file was made by Councilman Santoro, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-f. The Acting City Clerk presented MINUTES OF MEETING OF PASSAIC VALLEY SEWERAGE COMMISSION HELD MARCH 4, 1959.

A motion that the report be received and placed on file was made by Councilman Santoro, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-g. The Acting City Clerk presented REPORT OF CITY CLERK, FOR THE MONTH OF FEBRUARY, 1959.

A motion that the report be received and placed on file was made by Councilman Santoro, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

PENDING BOARD OF ADJUSTMENT APPLICATIONS.

None.

BOARD OF ADJUSTMENT APPLICATIONS.

4-A-1. The Acting City Clerk read APPLICATION OF NICHOLAS FRUSTERI, OWNER; FOR RENEWAL OF PERMIT FOR AUTOMOTIVE ELECTRICAL REPAIR SHOP TO INCLUDE MOTOR TUNE-UP IN A 2ND BUSINESS DISTRICT; ON PREMISES 26-28 DAVENPORT AVENUE; SUCH USE TO BE LIMITED TO THE PERIOD OF FIVE YEARS ENDING FEBRUARY 3, 1964.

(Vote of Board of Adjustment 4-0. No objectors)

The Acting City Clerk called for those desiring to be heard on the application to

approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Melillo, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-A-2. The Acting City Clerk read APPLICATION OF ANGELO NERI (BARRY HOLDING CO., OWNER); FOR RENEWAL OF PERMIT FOR DRESSMAKING SHOP IN A 2ND BUSINESS DISTRICT; ON PREMISES 476 18TH AVENUE (2ND FLOOR); SUCH USE TO BE LIMITED TO THE PERIOD OF FIVE YEARS ENDING JANUARY 20, 1964.

(Vote of Board of Adjustment 4-0. No objectors)

The Acting City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Brady, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-A-3. The Acting City Clerk read APPLICATION OF GLOBE TROTTERS CIVIC AND SOCIAL CLUB (EDWARD HALASIEWICZ, OWNER); FOR THE ESTABLISHMENT OF CLUB, INCLUDING BAR FOR CLUB MEMBERS ONLY IN A 4TH RESIDENCE DISTRICT; ON PREMISES 9-11 ROSE STREET.

(Vote of Board of Adjustment 3-2. 3 objectors)

The Acting City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Santoro, seconded by Councilman Turner and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

Councilman Brady asked Mr. Norman Muller, Secretary of the Board of Adjustment, what the objections were to this application.

Mr. Muller replied two individuals who appeared at the Board of Adjustment hearing objected to the noise, late hours of the club, the dispensing of liquor, and parking problems which would be raised in the vicinity.

4-A-4. The Acting City Clerk read APPLICATION OF STANLEY CO., OF AMERICA, INC. OWNER; FOR THE ESTABLISHMENT OF A CHURCH IN A BUILDING NOT ORIGINALLY CONSTRUCTED FOR CHURCH PURPOSES; SAID CHURCH PROVIDING NO OFF-STREET PARKING FACILITIES, IN 3RD RESIDENCE AND 2ND BUSINESS DISTRICTS; ON PREMISES 505 CENTRAL AVENUE.

(Vote of Board of Adjustment 5-0. 2 objectors)

The Acting City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and defer further action on this application was made by Councilman Addonizio, seconded by Councilman Callaghan and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-A-5. The Acting City Clerk read APPLICATION OF PARKING AUTHORITY, CITY OF NEWARK, OWNER UNDER CONTRACT TO PURCHASE; FOR THE ESTABLISHMENT OF A 24-HOUR METERED PARKING STATION IN A 2ND RESIDENCE DISTRICT; ON PREMISES 16-36 TELFORD STREET AND 9 HALSTED STREET.

(Vote of Board of Adjustment 5-0. 1 objector)

The Acting City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Santoro, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

REPORTS OF COMMITTEES.

5-a. COUNCIL COMMITTEE TO STUDY THE FAULKNER ACT.

(Councilmen Santoro, Brady, Callaghan)

Chairman Santoro reported progress.

A motion to accept the report was made by Councilman Melillo, seconded by Councilman Gordon, and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-b. COUNCIL STUDY COMMITTEE FOR REVISION AND AMENDMENT OF THE CODE.

(Councilmen Gordon, Addonizio, Cooper)

Chairman Gordon reported progress.

A motion to accept the report was made by Councilman Brady, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-e. COUNCIL COMMITTEE TO STUDY THE PROPOSALS OFFERED BY MAYOR CARLIN AND THE PARKING AUTHORITY TO PROVIDE FOR THREE PARKING PROJECTS IN THE DOWNTOWN AREA.

(Councilmen Gordon, Addonizio, Melillo)

Chairman Gordon reported progress.

A motion to accept the report was made by Councilman Santoro, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-f. COUNCIL COMMITTEE TO STUDY REGULATIONS AND PROCEDURES FOR EMPLOYEES.

(Councilmen Santoro, Cooper, Melillo)

Chairman Santoro reported progress.

A motion to accept the report was made by Councilman Callaghan, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-g. COUNCIL COMMITTEE TO STUDY POSSIBILITY OF BROADENING TAX REVENUE AND NEW SOURCES OF REVENUE.

(Councilmen Melillo, Callaghan, Cooper)

Chairman Melillo reported progress.

A motion to accept the report was made by Councilman Addonizio, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-h. COUNCIL COMMITTEE TO STUDY THE CIVILIAN DEFENSE SET-UP.

(Councilmen Addonizio, Cooper, Gordon)

Chairman Addonizio reported progress.

A motion to accept the report was made by Councilman Brady, seconded by President Bontempo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-i. COUNCIL COMMITTEE TO STUDY AND RECOMMEND A POLICY RELATIVE TO CELEBRATION AND HOLIDAY EXPENDITURES.

(Councilmen Melillo, Callaghan, Cooper)

Chairman Melillo reported progress.

A motion to accept the report was made by Councilman Gordon, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo announced Councilman Cooper was confined to her home because of illness.

President Bontempo introduced Business Administrator Rinaldi who was seated on the dais.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Bontempo called for ordinances on first reading.

6-F-a. The Acting City Clerk read AN ORDINANCE APPROPRIATING THE SUM OF $37,097.48 FROM THE CAPITAL IMPROVEMENT FUND TO COVER THE COST OF CONSTRUCTION AND INSTALLATION WORK - MARTLAND MEDICAL CENTER.

(Copy of ordinance submitted to each member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Brady, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 15, 1959.

PUBLIC HEARINGS ON ORDINANCES AS ADVERTISED.

6-Ph-a. The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, this being the date and time set therefor.

April 1, 1959

AN ORDINANCE APPROPRIATING THE SUM OF $4,000. FROM THE CAPITAL IMPROVEMENT FUND TO PROVIDE FOR ADDITIONAL LIGHTING IN THE MUNICIPAL COURTS, ON THE THIRD AND FOURTH FLOORS OF THE CITY HALL ANNEX BUILDING.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. There is hereby appropriated from the Capital Improvement Fund, the sum of $4,000. for additional lighting in the Municipal Courts, on the Third and Fourth Floors of the City Hall Annex Building.

2. This ordinance shall take effect upon adoption and publication and in accordance with law.

President Bontempo called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

No one appearing, President Bontempo entertained the motion that the hearing in this matter be closed and a motion to close the hearing was made by Councilman Melillo, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

6-Ph-b. The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, this being the date and time set therefor.

AN ORDINANCE APPROPRIATING THE SUM OF $19,000. FROM THE CAPITAL IMPROVEMENT FUND TO PROVIDE FOR REHABILITATION OF ELECTRICAL SYSTEMS IN THE THIRD PRECINCT BUILDING, FIFTH PRECINCT BUILDING, AND ENGINE NO. 32.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. There is hereby appropriated from the Capital Improvement Fund, the sum of $19,000. for the various projects set forth below and in the amounts as set forth for each project:

Rehabilitation of Electric System in Third Precinct Building.	$7,000.
Rehabilitation of Electric System in Fifth Precinct Building.	4,500.
Rehabilitation of Electric System in Engine No. 32 - Port Newark	7,500.
TOTAL:	$19,000.

2. This ordinance shall take effect upon adoption and publication and in accordance with law.

President Bontempo called for those desiring to be heard on this ordinance to

approach the rail, give his name and address and be heard.

No one appearing, President Bontempo entertained the motion that the hearing in this matter be closed and a motion to close the hearing was made by Councilman Gordon, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

6-Ph-c. The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, this being the date and time set therefor.

AN ORDINANCE APPROPRIATING THE SUM OF $37,800. FROM THE CAPITAL IMPROVEMENT FUND, FOR THE REPLACEMENT OF THE WATER PIPE LINES IN THE BOYLAN STREET AND THE ROTUNDA POOLS.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. There is hereby appropriated from the Capital Improvement Fund, the sum of $37,800. for the projects set forth below and in the amounts as set forth for each project.

Replacing Water Pipe Lines for Boylan Street Pool	$19,300.
Replacing Water Pipe Lines for Rotunda Street Pool	18,500.
TOTAL:	$37,800.

2. This ordinance shall take effect upon adoption and publication and in accordance with law.

President Bontempo called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

No one appearing, President Bontempo entertained the motion that the hearing in this matter be closed and a motion to close the hearing was made by Councilman Gordon, seconded by Councilman Melillo and adopted by the following votes:

Yes: Conncilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

6-Ph-d. The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, this being the date and time set therefor.

AN ORDINANCE APPROPRIATING THE SUM OF $23,000. FROM THE CAPITAL IMPROVEMENT FUND TO CAPITAL ACCOUNT FOR AIR CONDITIONING IN HEADQUARTERS, DEPARTMENT OF POLICE.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That the sum of $23,000. is hereby appropriated from the Capital Improvement Fund to Capital Account for installation of air conditioning in the Identification Bureau,

First Floor, of Police Headquarters.

2. The Director of Finance is hereby directed to make transfer of funds accordingly.

This ordinance shall take effect upon final passage and publication according to law.

President Bontempo called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

No one appearing, President Bontempo entertained the motion that the hearing in this matter be closed and a motion to close the hearing was made by Councilman Gordon, seconded by Councilman Callaghan and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

6-Ph-e. The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, this being the date and time set therefor.

AN ORDINANCE RELATING TO THE REPAIR, CLOSING AND DEMOLITION OF BUILDINGS UNFIT FOR HUMAN HABITATION OR OCCUPANCY OR USE, AND PROVIDING FOR THE REMEDIES AND PROCEDURES IN CONNECTION WITH ACTION TAKEN UNDER THIS ORDINANCE; REPEALING THE EXISTING SECTIONS 7.360 TO 7.368 INCLUSIVE AND SECTION 14.406 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AND CREATING NEW SECTIONS 7.360 TO 7.368 INCLUSIVE IN LIEU OF THE REPEALED SECTIONS.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That the existing sections 7.360 to 7.368 inclusive and section 14.406 of the Revised Ordinances of the City of Newark, New Jersey, 1951, be and the same are hereby repealed.

2. There are hereby provided in lieu of the above repealed sections the following

Section 7.360 - DEFINITIONS.

The following terms as used or referred to in this ordinance shall have the following respective meanings for the purposes of this ordinance, unless a different meaning clearly appears from the context.

"BUILDING" shall mean any building or structure, or part thereof, whether used for human habitation or otherwise, and includes any outhouses and appurtenances belonging thereto or usually enjoyed therewith.

"DIRECTOR" shall mean the Director of Health and Welfare who is authorized by this ordinance to exercise the powers prescribed

for him as the Public Officer.

"OWNER" shall mean the holder or holders of the title in fee simple.

"PARTIES IN INTEREST" shall mean all individuals, associations and corporations who have interests of record in a building and any who are in actual possession thereof.

"PUBLIC AUTHORITY" shall mean any Housing Authority or any officer who is in charge of any department or branch of government of The City of Newark, County of Essex, or State of New Jersey, relating to health, fire building regulations, or to other activities concerning buildings in The City of Newark.

"PUBLIC OFFICER" shall mean the Director of Health and Welfare of The City of Newark.

Section 7.360.1. It is hereby found and declared that there exist in the City of Newark buildings which are so old, dilapidated or have become so out of repair as to be dangerous, unsafe, insanitary or otherwise unfit for human habitation, or occupancy, or use, and that the occupancy or use of such buildings for any purpose is inimical to the welfare and dangerous and injurious to the health and safety of the people of this City, and that a public necessity exists for the repair, closing or demolition of such buildings.

Section 7.360.2. CREATION, COMPOSITION, POWERS GENERALLY.

Pursuant to the provisions of R. S. 40:48-2.3, et seq., and any amendments thereof or supplements thereto, the Director of Health and Welfare of The City of Newark is hereby appointed to exercise all the powers contained in the foregoing statutes and this ordinance. He shall serve as such public officer without additional salary.

Section 7.360.3 PRELIMINARY INVESTIGATION.

Whenever it shall be found that there exists in the City of Newark any building or buildings which are unfit for human habitation, or occupany, or use, due to dilapidation, defects increasing the hazards of fire, accidents or other calamities, lack of ventilation, light or sanitation facilities, or due to other conditions, rendering such building or buildings unsafe or insanitary, or dangerous or detrimental to the health or safety, or otherwise inimical to the welfare of the residents of this city, and in addition to the above, but not in limitation thereof, whenever it shall be found that a building is unfit for human habitation or occupancy or use because such building does not meet any of the minimum standards of the Housing Code contained in Section 15.524 and 15.525 and of the building, electrical and fire codes of The City of Newark, the Director shall, upon filing with him of a petition by a public authority, or by at least five residents of this City, charging that any building is unfit for human habitation or occupany, or use, or if it shall appear to said Director (on his own motion) that any building is unfit for human

habitation or occupancy, or use, for the reason above stated, the Director shall make or cause to be made a preliminary investigation concerning the basis for such charges.

Section 7.360.4. COMPLAINTS: NOTICE OF HEARING

If, after a preliminary investigation, it shall appear to the Director that there is a basis for action to be taken, or if a preliminary investigation shall disclose to him a basis for charges that may be filed with him, he shall issue and cause to be served upon the owner of and parties in interest in such building a complaint stating the charges in that respect. The complaint shall contain a description of the property affected, sufficiently definite in terms to identify it. The complaint shall also contain a notice that a hearing will be held before said Director, or his designated agent, at a place therein fixed not less than ten days nor more than thirty days after the serving of said complaint.

Section 7.360.5. ANSWER TO COMPLAINT

The owner and parties in interest shall have the right to file an answer to the complaint with the Director not less than three days prior to the date fixed for the hearing and to appear in person, by counsel or otherwise, and give testimony at the place and time fixed in the complaint.

Section 7.361. RULES OF EVIDENCE.

The rules of evidence prevailing in the courts shall not be controlling in hearings before the Director.

Section 7.362. FINDING THAT BUILDING IS UNFIT, ETC.

After such notice and hearing the Director may determine that the building which is the subject of the hearing is unfit for human habitation or occupancy or use if he finds that any or all of the conditions set forth in the foregoing Section 7.360.3 exist therein and that such conditions are dangerous or injurious to the health or safety of the occupants of such building, the occupants of neighboring buildings or other residents of the City of Newark .

Section 7.362.1. ORDER TO REPAIR.

If, after such notice and hearing, the Director shall determine that the building under consideration is unfit for human habitation or occupancy or use for any of the reasons set forth in the foregoing section 7.360.3, he shall within 10 days from the date of said hearing state in writing his findings of fact in support of such determination and shall within said 10 days cause to be served upon the owner of said building and the parties in interest a copy of said findings and he shall also within said 10 days issue and cause to be served upon said owner and parties in interest an order:

(a) requiring the repair, alteration or improvement of the said building to be made by the owner, within such time as in the opinion of the Director the need for and the extent of the needed repairs shall require, but not more than 30 days from the date of said order, or, at the option of the owner, to vacate or have said building vacated and closed within the aforesaid time, provided that the said building when vacated and closed will not then be dangerous or injurious to the health and safety of the occupants of the neighboring buildings or other residents of the City. The order shall set forth what repairs, alterations or improvements shall be made and the manner in which such repairs, alterations or improvements shall be carried out, and

(b) if the building is in such condition as to make it dangerous to the health and safety of persons on or near the premises, and if the owner fails to repair, alter or improve the said building within the aforesaid time specified in the order, and if the Director shall also determine that the building is in such condition as to make it dangerous to the health and safety of persons on or near the premises even if such building should be vacated and closed, then the owner shall be required to remove or demolish the said building within such time as in the opinion of the Director the need for such action shall require. The order shall set forth the manner in which such removal or demolition shall be carried out.

Section 7.362.2. FAILURE TO COMPLY WITH ORDER.

If the owner fails to comply with an order to repair, alter or improve, or, at the option of the owner, to vacate and close the building, the Director may cause such building to be repaired, altered or improved, or to be vacated and closed. The Director may cause to be posted on the main entrance of any building so closed a placard with the following words: "This building is unfit for human habitation or occupancy or use; the use or occupancy of this building is prohibited and unlawful". After a building has been so placarded and notice thereof given by the Director to the occupants of such building, it shall then be the duty of such occupants, after having been so ordered by the Director, to vacate the said building within such time as in the opinion of the Director the health and safety of such occupants shall require such action.

Section 7.362.3. It shall be unlawful for any person to remove or cause the removal of the placard referred to in subsection 7.362.2 without the written consent of the Director, or his authorized representative. Any person violating this subsection shall upon conviction be punished as provided in Section 1.9 of the Revised Ordinances of the City of Newark, New Jersey, 1951.

Section 7.363.

If the owner fails to comply with an order to remove or demolish the building, the Director may cause such building or demolition thereof after advertisement for and receipt of, bids therefor.

Section 7.363.1. In addition to the foregoing provisions, in emergency cases where it reasonably appears that the building is in such condition as to render the same an immediate danger to the life or safety of any person or the safety of the adjoining property or properties, the Director may forthwith enter upon the premises with such assistance as may be necessary and cause the building to be made secure or demolished. It shall not be necessary under such circumstances to first give any notice to the owner or the parties in interest, nor shall it be necessary for the Director to advertise for or receive bids for such emergency repair or demolition. The cost of such repair or demolition shall become a municipal item against the real property upon which such cost was incurred, as provided in Section 7.364.

Section 7.364. PROCEDURE WHERE CITY REPAIRS, ETC. LIEN FOR COSTS

The amount of the cost of the filing of legal papers, expert witnesses' fees, search fees and advertising this ordinance, determined in favor of the City of Newark, and such cost of such repairs, alterations or improvements, or vacating and closing, or removal or demolition, if any, or the amount of the balance thereof remaining after deduction of the sum, if any, realized from the sale of materials derived from such building or from any contract for removal or demolition thereof, shall be a municipal lien against the real property upon which such cost was incurred. If the building is removed or demolished by the Director, he shall sell the materials of such building. There shall be credited against the cost of the removal or demolition thereof, the proceeds of any sale of such materials or any sums derived from any contract for the removal or demolition of the building. If there are no such credits or if the sum total of such costs exceeds the total of such credits, a detailed statement of the aforesaid costs and the amount so due shall be filed with the City Tax Assessor or other custodian of the records of tax liens and a copy thereof shall be forthwith forwarded to the owner by registered mail. The amount so due shall be collected in the same manner as other taxes are collected and at the same rate of interest. If the total of the credits exceeds such costs, the balance remaining shall be deposited in the Superior Court of New Jersey by the Director, shall be secured in such manner as may be directed by such court, and shall be disbursed according to the order or judgment of the court to the persons found to be entitled thereto by final order or judgment of such court; provided, however, that nothing in this section shall be construed to impair or limit in any way the power of the City to define and declare nuisances and to cause their removal or abatement, by summary proceedings or otherwise.

Section 7.364.1. OWNER MAY CONTEST ACTION

Any owner or party in interest may, within 60 days from date of the filing of the lien certificate, proceed in a summary manner in the Superior Court to contest the reasonableness of the amount or the accuracy of the costs set forth in the municipal lien certificate.

Section 6.365. SERVICE OF COMPLAINTS, ETC.

Complaints or orders issued by the Director pursuant to this ordinance shall be served upon persons either personally or by registered mail, but if the whereabouts of such persons is unknown and the same cannot be ascertained by the Director in the exercise of reasonable diligence, and the Director shall make an affidavit to that effect, then the serving of such complaint or order upon said persons may be made by publishing the same once each week for two successive weeks in a newspaper printed and published in the City of Newark. A copy of such complaint or order shall be posted in a conspicuous place on the premises affected by the complaint or order. A copy of said complaint or order shall be duly recorded or lodged for record with the Register of Essex County.

Section 7.365.1. REMEDIES OF AGGRIEVED PERSONS.

Any person aggrieved by an order issued by the Director, under this ordinance, may, within 60 days after the posting and service of such order, bring an action for injunctive relief to restrain the Director from carrying out the provisions of the order and for any other appropriate relief in accordance with the provisions of Chapter 112, P. L. 1942; 40-48-2.3, et seq., as amended.

Section 7.365.2. REMEDIES TO BE EXCLUSIVE.

The remedies herein provided shall be exclusive and no persons affected by the order of the Director shall be entitled to recover any damages for action taken pursuant to any order of the Director or his designated representative, or because of non-compliance by any person with an order of the Director.

Section 7.366. ADDITIONAL POWERS OF DIRECTOR.

In addition to the powers herein granted to the Director of Health and Welfare, he shall also have the following powers:

(a) To investigate the building conditions in the City of Newark in order to determine which buildings therein are unfit for human habitation or occupancy or use.

(b) To administer oaths, affirmations, examine witnesses and receive evidence.

(c) To enter upon premises for the purpose of making examinations; provided, that such entrance shall be made in such manner as to cause the least possible inconvenience to the persons in possession.

(d) To delegate any of his functions and powers under this ordinance to such officers and agents as he may designate.

Section 7.367. SUPPLEMENTAL NATURE OF ORDINANCE

Nothing in this ordinance shall be construed to abrogate or impair the powers of the courts or of any department of The City of Newark to enforce any provision of its Charter or of its ordinances or regulations, nor to prevent or punish violations thereof; and the powers conferred by this ordinance shall be in addition and supplemental to the powers conferred by any other law or ordinance.

Section 7.368. If any section, sub-section, sentence, clause or phrase of this ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this ordinance.

3. This ordinance shall take effect upon final passage and publication thereof according to law.

President Bontempo called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

No one appearing, President Bontempo entertained the motion that the hearing in this matter be closed and a motion to close the hearing was made by Councilman Gordon, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

6-Ph-f. The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, this being the date and time set therefor.

AN ORDINANCE APPROPRIATING $1,883,000 FOR SCHOOL PURPOSES AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SUCH APPROPRIATIONS.

WHEREAS, the Board of Education of The City of Newark has decided that it is necessary to raise $1,883,000 for the purpose specified in this ordinance, and has prepared and delivered to each member of the Board of School Estimate of said City a statement of such amount of money estimated to be necessary to such purpose, and said Board of School Estimate has duly considered such statement and has fixed and determined said sum to be the sum necessary for said purpose, and has duly certified the amount so fixed and determined to said Board of Education and to the Municipal Council of said City, and

WHEREAS, a Supplemental Debt Statement giving effect to the authorization of the bonds hereinafter described has been filed in the office of the City Clerk and in the

office of the Director of the Division of Local Government, and a School Debt Statement giving effect to such authorization has been filed in the office of the Secretary of the Board of Education of the School District of the City of Newark, as required by law, and

WHEREAS, the aggregate of the net school debt of the School District of The City of Newark, as defined in Section 18:5-88 of the Revised Statutes of New Jersey, and of the amount appropriated by this ordinance, exceeds three per centum of the average assessed valuation of property as defined in said Section: NOW, THEREFORE,

The Municipal Council of The City of Newark DO ORDAIN as follows:

Section 1. The sum of $1,883,000 is hereby appropriated pursuant to Section 18:6-61 of the Revised Statutes of New Jersey to the following purpose, described in a resolution adopted by the Board of School Estimate of said City on February 19, 1959, namely: construction of an addition of fireproof construction (as the words "fireproof construction" are defined in section 18:6-66a3 of the Revised Statutes of New Jersey) to the existing Garfield School building (which is a building of fireproof construction as the words "fireproof construction" are defined in section 18:6-66a3 of the Revised Statutes of New Jersey) to provide additional classrooms, new auditorium and cafeteria, and other new spaces and building facilities for school purposes; reconstruction of the existing Garfield School building to provide additional classrooms and other spaces and facilities for school purposes and to adapt the said existing building and the facilities thereof to and to integrate the same with the new addition; original furnishings, equipment, machinery or apparatus required for the proper equipment of the said new addition and the reconstructed existing building; and plans, specifications and supervision in connection with the said construction of the new addition to and the said reconstruction of the existing building.

Section 2. The Municipal Council hereby concurs in and consents to the appropriation made by this ordinance.

Section 3. The Municipal Council has ascertained and hereby determines that the average of the different periods assigned by Section 18:6-66 of the Revised Statutes of New Jersey to the several purposes for which the bonds are issued, taking into consideration the amount of bonds to be issued on account of the several purposes, is thirty years.

Section 4. The City of Newark shall borrow the sum hereby appropriated and, for that purpose, and to secure the repayment of the sum so borrowed, shall issue, in its corporate name, its bonds of the aggregate principal amount of $1,883,000. Said bonds shall be issued pursuant to and in accordance with the provisions of Article 8 of Chapter 6 of

Title 18 of the Revised Statutes of New Jersey.

Section 5. Bonds issued pursuant to this ordinance shall be designated "School Bonds" and shall bear interest from their date at a rate which shall not exceed 6% per annum. All matters affecting the issuance of said bonds not determined by this ordinance shall be determined by resolution or resolutions to be hereafter adopted by the Municipal Council.

Section 6. This ordinance shall take effect at the time and in the manner provided by law.

President Bontempo called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

MR. ARTHUR FISHBEIN, 282 CHANCELLOR AVENUE, NEWARK, NEW JERSEY spoke on this ordinance.

No one else appearing, President Bontempo entertained the motion that the hearing in this matter be closed and a motion to close the hearing was made by Councilman Melillo, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

6-Ph-g. The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, this being the date and time set therefor.

AN ORDINANCE APPROPRIATING $330,000 FOR SCHOOL PURPOSES AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SUCH APPROPRIATION.

WHEREAS, the Board of Education of The City of Newark has decided that it is necessary to raise $330,000 for the purpose specified in this ordinance, and has prepared and delivered to each member of the Board of School Estimate of said City a statement of such amount of money estimated to be necessary to such purpose, and said Board of School Estimate has duly considered such statement and has fixed and determined said sum to be the sum necessary for said purpose, and has duly certified the amount so fixed and determined to said Board of Education and to the Municipal Council of said City, and

WHEREAS, a Supplemental Debt Statement giving effect to the authorization of the bonds hereinafter described has been filed in the office of the City Clerk and in the office of the Director of the Division of Local Government, and a School Debt Statement giving effect to such authorization has been filed in the office of the Secretary of the

Board of Education of the School District of the City of Newark,as required by law, and

WHEREAS, the aggregate of the net school debt of the School District of The City of Newark, as defined in Section 18:5-88 of the Revised Statutes of New Jersey, and of the amount appropriated by this ordinance, exceeds three percentum of the average assessed valuation of property as defined in said Section: NOW, THEREFORE,

The Municipal Council of The City of Newark DO ORDAIN as follows:

Section 1. The sum of $330,000 is hereby appropriated pursuant to Section 18:6-61 of the Revised Statutes of New Jersey to the following purpose, described in a resolution adopted by the Board of School Estimate of said City on February 19, 1959, namely: Architect's fees for the initial phase of preparation of plans and specifications for the reconstruction of that portion of the existing South 8th Street School Building in which an auditorium and gymnasium are located, and for the construction of a new addition of fireproof construction (as the words "fireproof construction" are defined in Section 18:6-66a3 of the Revised Statutes of New Jersey) to replace the other portions of the said building; and acquisition of a site of approximately 45,000 square feet, adjoining the existing South 8th Street School property on the south, for the new addition, including buildings and structures located on the said site, - inclusive of items incidental to the initial phase of the preparation of the said plans and specifications, and to the acquisition of the said site, buildings and structures.

Section 2. The Municipal Council hereby concurs in and consents to the appropriation made by this ordinance.

Section 3. The Municipal Council has ascertained and hereby determines that the average of the different periods assigned by Section 18:5-66 of the Revised Statutes of New Jersey to the several purposes for which the bonds are issued, taking into consideration the amount of bonds to be issued on account of the several purposes, is thirty years.

Section 4. The City of Newark shall borrow the sum hereby appropriated and, for that purpose, and to secure the repayment of the sum so borrowed, shall issue, in its corporate name, its bonds of the aggregate principal amount of $330,000. Said bonds shall be issued pursuant to and in accordance with the provisions of Article 8 of Chapter 6 of Title 18 of the Revised Statutes of New Jersey.

Section 5. Bonds issued pursuant to this ordinance shall be designated "School Bonds" and shall bear interest from their date at a rate which shall not exceed 6% per

annum. All matters affecting the issuance of said bonds not determined by this ordinance shall be determined by resolution or resolutions to be hereafter adopted by the Municipal Council.

Section 6. This ordinance shall take effect at the time and in the manner provided by law.

President Bontempo called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

No one appearing, President Bontempo entertained the motion that the hearing in this matter be closed and a motion to close the hearing was made by Councilman Gordon, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Bontempo called for ordinances on second reading and final passage.

6-S & F-a. The Acting City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage.

ORDINANCE APPROPRIATING THE SUM OF $4,000. FROM THE CAPITAL IMPROVEMENT FUND TO PROVIDE FOR ADDITIONAL LIGHTING IN THE MUNICIPAL COURTS, ON THE THIRD AND FOURTH FLOORS OF THE CITY HALL ANNEX BUILDING.

A motion to adopt the ordinance on second reading and final passage was made by Councilman Melillo, seconded by Councilman Gordon, and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-b. The Acting City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage:

ORDINANCE APPROPRIATING THE SUM OF $19,000. FROM THE CAPITAL IMPROVEMENT FUND TO PROVIDE FOR REHABILITATION OF ELECTRICAL SYSTEMS IN THE THIRD PRECINCT BUILDING, FIFTH PRECINCT BUILDING, AND ENGINE NO. 32.

A motion to adopt the ordinance on second reading and final passage was made by Councilman Gordon, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-c. The Acting City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage:

ORDINANCE APPROPRIATING THE SUM OF $37,800. FROM THE CAPITAL IMPROVEMENT FUND, FOR THE REPLACEMENT OF THE WATER PIPE LINES IN THE BOYLAN STREET AND THE ROTUNDA POOLS.

A motion to adopt the ordinance on second reading and final passage was made by Councilman Melillo, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-d. The Acting City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage:

ORDINANCE APPROPRIATING THE SUM OF $23,000 FROM THE CAPITAL IMPROVEMENT FUND TO CAPITAL ACCOUNT FOR AIR CONDITIONING IN HEADQUARTERS, DEPARTMENT OF POLICE.

A motion to adopt the ordinance on second reading and final passage was made by Councilman Gordon, seconded by Councilman Callaghan and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-e. The Acting City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage:

ORDINANCE RELATING TO THE REPAIR, CLOSING AND DEMOLITION OF BUILDINGS UNFIT FOR HUMAN HABITATION OR OCCUPANCY OR USE, AND PROVIDING FOR THE REMEDIES AND PROCEDURES IN CONNECTION WITH ACTION TAKEN UNDER THIS ORDINANCE; REPEALING THE EXISTING SECTIONS 7.360 TO 7.368 INCLUSIVE AND SECTION 14.406 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AND CREATING NEW SECTIONS 7.360 TO 7.368 INCLUSIVE IN LIEU OF THE REPEALED SECTIONS.

A motion to adopt the ordinance on second reading and final passage was made by Councilman Gordon, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-f. The Acting City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage:

ORDINANCE APPROPRIATING $1,883,00 FOR SCHOOL PURPOSES AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SUCH APPROPRIATION.

A motion to adopt the ordinance on second reading and final passage was made by Councilman Melillo, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Clerk is directed to deliver same to the Mayor for his approval or disapproval.

Councilman Melillo remarked it was almost two years ago that the Garfield School caught fire. Fortunately the fire occurred in the evening when no students were in occupancy. As a citizen living in that area at the time and having two children attending the

school a few months later, he was very active along with many others to see the necessary repairs made and at the same time advocated a new wing for the school. He said he was happy tonight as a Councilman to see the culmination of the efforts of the citizens groups. In response to a previous speaker, he pointed out the plans call for a fire alarm system, vandalism alarm, etc. He noted while we wish we had an opportunity to see that all of the plans are carried out by the Board of Education, it would be beyond the Council's scope and authority to do so. The Council's power only lies in appropriating the necessary funds.

6-S & F-g. The Acting City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage:

ORDINANCE APPROPRIATING $330,000 FOR SCHOOL PURPOSES AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SUCH APPROPRIATION.

A motion to adopt the ordinance on second reading and final passage was made by Councilman Gordon, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-h. The Acting City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage:

ORDINANCE AMENDING SECTION 2.58 OF ARTICLE VI ADMINISTRATION GENERALLY, CHAPTER 2, CITY ADMINISTRATIVE CODE OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED AND SUPPLEMENTED.

(This ordinance would require specifications for purchase of articles, materials, and supplies to be produced in the United States of America)

(Copy of ordinance submitted to each member of the Council)

A motion to strike the ordaining clause was made by Councilman Callaghan, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

HEARINGS OF CITIZENS.

6-HC-a. MR. NICHOLAS MOLINO, 94 SEVENTH AVENUE, NEWARK, NEW JERSEY, addressed the Council on the subject "PROTESTING HAZARDOUS TRAFFIC CONDITIONS IN VICINITY OF CHRISTOPHER COLUMBUS HOMES".

A MOTION THAT THE COMPLAINT AND RECOMMENDATIONS OF MR. NICHOLAS MOLINO WITH REFERENCE TO HAZARDOUS TRAFFIC CONDITIONS IN THE VICINITY OF CHRISTOPHER COLUMBUS HOMES BE MADE A MATTER OF RECORD, DIRECTING THAT A TRANSCRIPT OF HIS REMARKS BE FORWARDED TO THE MAYOR, BUSINESS ADMINISTRATOR, DIRECTOR OF POLICE AND TRAFFIC ENGINEER, WITH THE RECOMMENDATION AND REQUEST THAT THESE ALLEGED COMPLAINTS BE CHECKED AND STEPS BE TAKEN AS SOON AS POSSIBLE TO RECTIFY ANY EXISTING DANGEROUS CONDITIONS IN THAT AREA, was made by Councilman Brady, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

6-HC-b. MR. DONATO SODANO, 69 ELIZABETH AVENUE, NEWARK, NEW JERSEY, representing the Disabled American Veterans, Melvin Spitz Chapter No. 3, Inc., addressed the Council on the subject "MEMORIAL TO THE DEAD OF WORLD WAR II IN MEMORY OF MARINE SERGEANT JOHN BASILONE".

A MOTION THAT THE MUNICIPAL COUNCIL CONCUR IN THE SENTIMENTS EXPRESSED IN THE RESOLUTION ADOPTED BY THE DISABLED AMERICAN VETERANS, MELVIN SPITZ CHAPTER NO. 3, INC., WITH REFERENCE TO MEMORIAL TO THE DEAD OF WORLD WAR II AND FURTHER REQUESTING THE PRESIDENT OF THE MUNICIPAL COUNCIL TO APPOINT A COMMITTEE TO WORK IN CONJUNCTION WITH THIS POST TO INSTITUTE A RESEARCH THROUGHOUT THE CITY TO CARRY OUT THE PROVISIONS OF THE VETERANS' POST RESOLUTION, was made by Councilman Brady and seconded by Councilman Santoro.

Councilman Callaghan said it was the unanimous opinion of the Council that something should be done to honor the late Marine Sergeant John Basilone. He felt the naming of a street was not enough, but that perhaps a park, arena or Penn Plaza would be more appropriate.

Councilman Santoro commended this Veterans Post on their resolution. He said this matter was discussed at length by the Municipal Council at their conference and it was felt a committee should be set up consisting of three members of the Council and three from other Veterans Groups to erect a fitting memorial in the memory of Marine Sergeant John Basilone.

The motion was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

6-HC-c. MR. ARTHUR FISHBEIN, 282 CHANCELLOR AVENUE, NEWARK, NEW JERSEY addressed the Council on the subject "DECORUM AT COUNCIL MEETINGS".

6-HC-d. MR. LEE BERNSTEIN, 239 OSBORNE TERRACE, NEWARK NEW JERSEY, representing Osborne Terrace Neighborhood Association, addressed the Council on the subject "PROPOSED RE-ALIGNMENT OF ROUTE 22, REQUESTING ENDORSEMENT OF THE SMITH PLAN."

A MOTION THAT THE SUGGESTIONS OF MR. BERNSTEIN WITH REFERENCE TO THE PROPOSED REALIGNMENT OF ROUTE 22, ENDORSING THE SMITH PLAN, BE MADE A MATTER OF RECORD, FURTHER DIRECTING THAT THE PETITION PRESENTED BY MR. BERNSTEIN BE SUBMITTED TO THE CITY CLERK AND DIRECTING THAT A CHECK BE MADE AND IF SUGGESTIONS OFFERED BY MR. BERNSTEIN ARE CORRECT, THE COUNCIL GO ON RECORD SUPPORTING THE SMITH PLAN, was made by Councilman Brady, seconded by Councilman Callaghan and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

6-HC-e. MR. ROBERT A. RAIKEN, 92 GOLDSMITH AVENUE, NEWARK, NEW JERSEY, addressed the Council on the subject "UNIFIED UNIVERSITY CENTER".

Councilman Brady remarked as a member of the Newark Board of Rutgers University, he knows this matter has been discussed for a long time. He felt certain that when this matter is brought before the proper authorities, they have in mind just what was suggested by the speaker. Mayor Carlin had made a public statement on setting up an educational and cultural center encompassing all the ideas suggested. The Planning Department now has sketches of this center that the Mayor suggested. Councilman Brady said he was of the opinion that we can not give too much to education and cultural facilities of this great city even if we have to lose a few ratables to do so.

6-HC-f. MR. LOUIS MAZZUCCA, 16 NORTH HAWTHORNE LANE, NEWARK, NEW JERSEY, addressed the Council on the subject "HOUSING AUTHORITY REGULATIONS".

A MOTION THAT THE STATEMENT MADE BY MR. MAZZUCCA BE CONSIDERED BY THE MUNICIPAL COUNCIL AT THEIR SPECIAL CONFERENCE TUESDAY, APRIL 7, 1959, AT WHICH TIME THE COUNCIL IS TO DISCUSS OTHER MATTERS WITH MR. LOUIS DANZIG, EXECUTIVE DIRECTOR OF THE HOUSING AUTHORITY, was made by Councilman Addonizio, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

Councilman Turner said the matter of why tenants on relief have to pay such high prices for rents should be thoroughly discussed.

Councilman Melillo remarked that following an informal discussion he had at the Stephen Crane Village, he felt it was necessary to have a conference with representatives of the Housing Authority.

6-HC-g. MR. BEN CUMMINS, 1025 BROAD STREET, NEWARK, NEW JERSEY, addressed the Council on the subject "PLANNING IN THE CITY OF NEWARK".

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a. The Acting City Clerk called for further bids based upon Resolution No. 7-R-i. adopted March 18, 1959, which resolution approved offer by Mt. Vernon Construction Corp., to purchase City-owned property at 99-101 Manchester Place, Block 806, Lot 55, for $900.00.

Mr. Fred Federici, representing North Ward, Inc., and Mr. James H. Williams, representing the Mt. Vernon Construction Corp. offered bids on this property.

The highest bid for this property $1,500.00 , was made by Mr. Fred Federici, representing North Ward, Inc.

A motion to close the bidding and accept the highest bid, offered by Mr. Fred Federici, was made by Councilman Brady, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

Councilman Brady presented and moved RESOLUTION ACCEPTING BID OF NORTH WARD, INC. FOR PURCHASE OF CITY-OWNED PROPERTY AT 99-101 MANCHESTER PLACE, BLOCK 806, LOT 55, FOR $1,500.00.

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-b. RESOLUTION AMENDING ORIGINAL LEASE AGREEMENT ENTERED INTO BETWEEN THE CITY OF NEWARK AND IVY HILL PARK APARTMENTS, INC, DATED APRIL 21, 1955, IN ORDER TO RELOCATE THE CIVIL DEFENSE AND DISASTER CONTROL CENTER FROM BUILDING NO. 1, IVY HILL PARK APARTMENTS, to 35 MANOR DRIVE, ALSO KNOWN AS BUILDING NO. 2, IVY HILL PARK APARTMENTS.

A motion to defer action on this resolution was made by Councilman Melillo, seconded by President Bontempo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-c. RESOLUTION APPROVING OFFER BY MT. VERNON CONSTRUCTION CORP. TO PURCHASE CITY-OWNED PROPERTY AT 9-11 STECHER STREET, BLOCK 3731A, LOT 5, FOR $2,300.00; AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR FINAL BIDS.

A motion to defer action on this resolution and directing the City Clerk to inform the offeror that in view of the fact that the question of realignment of the feeder line from the proposed Route 22 to the proposed East-West Freeway has not been resolved, the Council is reluctant to take action on this offer; further the Council will inform him of any further action they may take at their next regular meeting, was made by Councilman Melillo, seconded by Councilman Callaghan and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-d. RESOLUTION AUTHORIZING THE DIRECTOR OF THE DEPARTMENT OF HEALTH AND WELFARE TO EXECUTE A RELEASE UPON RECEIPT OF THE SUM OF $175.00, IN SETTLEMENT OF TOTAL INDEBTEDNESS OF $996.40, AND TO EFFECT CANCELLATION OF HOSPITAL LIEN, IN THE CASE OF EDWARD HENDERSON FORMERLY A PATIENT AT MARTLAND MEDICAL CENTER.

(Report from Business Administrator)

A motion to defer action on this resolution and directing the City Clerk to inform the attorney in this case that the Council will consider a settlement in the amount of $225.00 on the condition they receive a list of the specific distribution of the remaining money in the claim adjustment which is to their satisfaction, was made by Councilman Melillo, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-e. President Bontempo presented and moved RESOLUTION APPROVING OFFER BY JOSEPH J. MANGHISI TO PURCHASE CITY-OWNED PROPERTY AT 15-17 CROWN STREET, BLOCK 4072, LOT 16, FOR $1,700.00; AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR FINAL BIDS.

The motion was seconded by Councilman Brady and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-f. Councilman Gordon presented and moved RESOLUTION AUTHORIZING THE DIRECTOR OF REVENUE TO REDUCE BY VIRTUE AND BECAUSE OF THE "FREEZE" STATUTE THE 1957 AND 1958 ASSESSMENTS BY THE SUM OF $500.00 FOR EACH YEAR, FROM $6,000.00 TO $5,500.00 ON THE LAND AND BUILDING AT 36-38 REYNOLDS PLACE, OWNED BY FRED AND PALMA LI VECCHI.

The motion was seconded by Councilman Melillo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-g. Councilman Gordon presented and moved RESOLUTION AUTHORIZING THE ISSUANCE OF PROMISSORY NOTES IN THE AMOUNT OF $30,200 TO FINANCE APPROPRIATIONS MADE BY ORDINANCE ADOPTED JULY 17, 1957 "APPROPRIATING $4,141,000 FOR SCHOOL PURPOSES AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SUCH APPROPRIATION".

The motion was seconded by Councilman Melillo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-h. Councilman Gordon presented and moved RESOLUTION AUTHORIZING THE ISSUANCE OF PROMISSORY NOTES IN THE AMOUNT OF $69,000 TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED OCTOBER 19, 1955 "APPROPRIATING $375,000. FOR SCHOOL PURPOSES AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SUCH APPROPRIATION".

The motion was seconded by Councilman Melillo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-i. Councilman Gordon presented and moved RESOLUTION AUTHORIZING THE ISSUANCE OF PROMISSORY NOTES IN THE AMOUNT OF $300,000. TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED SEPTEMBER 7, 1955, "APPROPRIATING $3,453,526.71 FOR SCHOOL PURPOSES AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SUCH APPROPRIATION".

The motion was seconded by Councilman Melillo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-j. Councilman Gordon presented and moved RESOLUTION AUTHORIZING THE ISSUANCE OF PROMISSORY NOTES IN THE AMOUNT OF $800.00 TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED SEPTEMBER 21, 1955, "APPROPRIATING $200,000. FOR SCHOOL PURPOSES AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SUCH APPROPRIATION".

The motion was seconded by Councilman Melillo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-k. Councilman Gordon presented and moved RESOLUTION AUTHORIZING THE ISSUANCE OF PROMISSORY NOTES IN THE AMOUNT OF $300,000. TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED OCTOBER 1, 1952 "APPROPRIATING $4,715,885. FOR SCHOOL PURPOSES AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SAID APPROPRIATION".

The motion was seconded by Councilman Melillo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-l. Councilman Gordon presented and moved RESOLUTION AUTHORIZING THE ISSUANCE OF PROMISSORY NOTES IN THE AMOUNT OF $100,000. TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED SEPTEMBER 15, 1954, "APPROPRIATING $744,000. FOR SCHOOL PURPOSES AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SUCH APPROPRIATION".

The motion was seconded by Councilman Melillo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-m. Councilman Brady presented and moved RESOLUTION TRANSFERRING OVERPAYMENTS OF PERSONAL PROPERTY TAXES FOR 47 INDIVIDUAL CASES IN THE TOTAL AMOUNT OF $532.31 TO "CITY GENERAL SURPLUS ACCOUNTS", REASON - MORE THAN SIX YEARS UNCOLLECTED BY THE PERSONS TO WHOM THEY ACCRUED.

The motion was seconded by Councilman Santoro and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-n. Councilman Santoro presented and moved RESOLUTION TRANSFERRING OVERPAYMENTS OF REAL ESTATE TAXES FOR 58 INDIVIDUAL CASES IN THE TOTAL AMOUNT OF $2,974.84 TO "CITY GENERAL SURPLUS ACCOUNTS", REASON - MORE THAN SIX YEARS UNCOLLECTED BY THE PERSONS TO WHOM THEY ACCRUED.

The motion was seconded by Councilman Brady and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-o. Councilman Melillo presented and moved RESOLUTION CONSENTING TO THE ASSIGNMENT OF THE LEASE BY MESSRS. FRANKEL, KAUFMAN, JACOBS AND ISESON, DOING BUSINESS AS THE NEWARK CENTER MARKET BUILDING COMPANY, TO NEWARK CENTER BUILDING COMPANY, A LIMITED PARTNERSHIP, OF WHICH THE AFOREMENTIONED INDIVIDUALS ARE GENERAL PARTNERS.

The motion was seconded by Councilman Brady and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-p. Councilman Callaghan presented and moved RESOLUTION APPROVING OFFER BY CARL J. YAGODA TO PURCHASE CITY-OWNED PROPERTY AT 158-160 AND 164½ CHANCELLOR AVENUE, BLOCK 3703, LOTS 16, 18 AND 20, FOR $4,700.00; AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR FINAL BIDS.

The motion was seconded by Councilman Santoro and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-q. RESOLUTION APPROVING OFFER BY NORTH WARD, INC. TO PURCHASE CITY-OWNED PROPERTY AT 75 TO 93 BOYLAN STREET, BLOCK 4063, LOTS 93-94-96, FOR $8,700.00; AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR FINAL BIDS.

A motion to defer action on this resolution and directing the City Clerk to request the Superintendent of Schools, President and Secretary of the Board of Education, the Mayor, and the Business Administrator to appear at the special conference of the Municipal Council to be held April 7, 1959, to determine if the Boylan Street area shall still be held for school purposes, was made by Councilman Melillo, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-r. Councilman Callaghan presented and moved EMERGENCY RESOLUTION APPROPRIATING $1,500.00 FOR "OVERTIME" SALARIES AND WAGES, OFFICE OF THE CITY CLERK, DUE TO THE NEED TO CORRELATE THE OPTIONAL CHARTER LAWS AND CHAPTER 2 (ADMINISTRATIVE CODE), WITH THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, ADOPTED 1951.

The motion was seconded by Councilman Gordon and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-s. Councilman Addonizio presented and moved RESOLUTION APPOINTING HARRY MEYERS, CONSTABLE, FOR A TERM ENDING DECEMBER 31, 1959, AND APPROVING HIS BOND AS TO SUFFICIENCY.

The motion was seconded by Councilman Gordon and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-t. Councilman Gordon presented and moved RESOLUTION AUTHORIZING THE DIRECTOR OF THE DEPARTMENT OF HEALTH AND WELFARE TO REFUND AN OVERCHARGE IN THE AMOUNT OF $3.75 TO VINCENT LEPISCOPO, WHO RECEIVED FIRST AID TREATMENT AT THE MARTLAND MEDICAL CENTER ON FEBRUARY 8, 1959.

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-u. Councilman Santoro presented and moved RESOLUTION AUTHORIZING THE DIRECTOR OF THE DEPARTMENT OF HEALTH AND WELFARE TO REFUND AN OVERCHARGE IN THE AMOUNT OF $63.80 TO SUSIE BELL, FORMERLY A PATIENT AT MARTLAND MEDICAL CENTER.

The motion was seconded by Councilman Brady and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-v. RESOLUTION APPROVING OFFER BY ARTHUR C. GILLETTE, ATTORNEY FOR PHILIP TATZ, TO PURCHASE CITY-OWNED LANDS AND PREMISES AT 609-631 IRVINGTON AVENUE, BLOCK 4277, LOT 44 AND BLOCK 4278, LOT 40, FOR $250,000.00; AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR FINAL BIDS.

A motion to defer action on this resolution was made by Councilman Addonizio and seconded by Councilman Turner.

Councilman Brady said he will go along with the request of his fellow Councilman to defer action on this resolution. However, he noted this matter had been thoroughly discussed and he could not see how the City will be placed in jeopardy by having this offer advertised thus affording anyone an opportunity to appear and bid on this property. He could see nothing gained by delaying this matter. Councilman Brady said he felt the offer of $250,000.00 was a large sum of money to offer for this "dilapidated eyesore" and he was of the opinion it would be much better for the City to dispose of this property and return it to the ratables.

Councilman Gordon asserted he would normally abide by the request of a colleague for deferment. However, he felt this offer of $250,000.00 was a good one and was $150,000. more than any previous offer the City had received. Councilman Gordon objected to several terms outlined in the letter submitted by Mr. Arthur C. Gillette, the attorney for the offeror, which he read in full. Councilman Gordon said many of the stipulations should be stricken from any agreement made with the offeror.

Councilman Santoro pointed out that at the Council Conference, it was the unanimous opinion of the Council to accept this offer and he did not feel that Councilman Addonizio, in requesting deferment, was indicating any rejection of this offer. He remarked that some of the points raised by Councilman Gordon called for a further study of this matter.

Councilman Addonizio explained he had requested a deferment because he had received many calls from the Vailsburg Community Council who had requested time to study this matter further. He also pointed out there was a possibility that the prospective buyer might eventually convert this nursing home into a charitable institution, thus remov-

ing it from the tax ratables.

Councilman Callaghan, in referring to the remarks of Councilman Gordon, pointed out that any resolution drawing up the terms of the sale for this property would contain those terms which would fully protect the City. He said, as a courtesy to Councilman Addonizio, he will vote for the deferment of this resolution.

Councilman Melillo asserted he was in favor of having the property sold to the highest bidder but as a matter of courtesy to Councilman Addonizio, would vote in favor of deferment. However, when this matter comes before the Council again, he will vote to sell this property to the highest bidder.

The motion to defer action on this resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Melillo, Santoro, Turner, President Bontempo.

No: Councilman Gordon.

7-R-w. Councilman Addonizio presented and moved RESOLUTION APPROVING TRANSFER OF $3,600.00 FROM DEPARTMENT OF HEALTH AND WELFARE, MARTLAND MEDICAL CENTER, SALARIES AND WAGES - VACATION AND RELIEF TO DEPARTMENT OF HEALTH AND WELFARE, MARTLAND MEDICAL CENTER, SALARIES AND WAGES - AMBULANCE DRIVER: AMBULANCE DRIVER APPROPRIATED FOR UNDER VACATION AND RELIEF PERMANENTLY APPOINTED TO THE POSITION OF AMBULANCE DRIVER FROM EXISTING CIVIL SERVICE LIST.

The motion was seconded by Councilman Santoro and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

MOTIONS.

None.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a. The Acting City Clerk presented COMMUNICATION FROM HIS HONOR, MAYOR LEO P. CARLIN, RECEIVED MARCH 24, 1959, SUBMITTING NAME OF LOUIS R. CEREFICE, 28 REYNOLDS PLACE, NEWARK, AS NOMINEE FOR MEMBER OF BOARD OF ALCOHOLIC BEVERAGE CONTROL FOR TERM EXPIRING AUGUST 31, 1960.

(Council to meet with Mr. Cerefice April 7, 1959)

A motion to defer action on this matter pending Council's interview with Mr.

Cerefice on April 7, 1959, was made by Councilman Santoro, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-b. The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED MARCH 16, 1959, ENCLOSING PROPOSED "ORDINANCE TO AMEND AND SUPPLEMENT ARTICLE XVIII, AUTOMOBILE PARKING LOTS, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED AND SUPPLEMENTED".

(This ordinance would vest in the Supervisor of Licenses the duty to supervise the maintenance and operation of all licensed parking lots; also clarify the ordinance to provide that signs erected must comply with provisions of the Building Code).

(Copy of ordinance submitted to each member of the Council)

A motion to return this ordinance to Administration as requested by them was made by Councilman Addonizio, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilman Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-c. The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED MARCH 25, 1959, ENCLOSING LETTER FROM THOMAS E. DURKIN, JR., ATTORNEY FOR PASSAIC VALLEY SEWERAGE COMMISSION, AND COPY OF PROPOSED CONTRACT BETWEEN THAT COMMISSION AND THE MARCALUS MANUFACTURING COMPANY, INC., EAST PATERSON, NEW JERSEY.

A motion directing the City Clerk to inform the Passaic Valley Sewerage Commissioners the Council has no objections to their entering into a lease between the Commissioners and the Marcalus Manufacturing Company, Inc., further, calling attention to an apparent error on the next to the last line on Page 6 of the proposed lease and question where the phrase "shall be payable to the lessee" should not in effect be "shall be payable by the lessee", was made by Councilman Santoro, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-d. The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED MARCH 25, 1959, ENCLOSING PROPOSED "ORDINANCE APPROPRIATING THE SUM OF SIX THOUSAND

($6,000) DOLLARS FROM THE CAPITAL IMPROVEMENT FUND FOR THE CONSTRUCTION OF INDIVIDUAL SHOWER AND DRESSING COMPARTMENTS IN THE ROTUNDA BATH HOUSE AND POOL".

(Copy of ordinance submitted to each member of the Council)

A motion directing the City Clerk to place this ordinance on the April 15, 1959 Calendar of the Municipal Council, for first reading, was made by Councilman Melillo, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-e. The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED MARCH 25, 1959, ENCLOSING PROPOSED "ORDINANCE GRANTING PERMISSION TO P. BALLANTINE AND SONS, A CORPORATION OF THE STATE OF NEW JERSEY, TO CONSTRUCT AND MAINTAIN A BRIDGE STRUCTURE OVER OXFORD STREET 170 FEET NORTH OF FERRY STREET".

(Copy of ordinance submitted to each member of the Council)

A motion directing the City Clerk to place this ordinance on the April 15, 1959 Calendar of the Municipal Council for first reading, was made by Councilman Gordon, seconded by Councilman Santoro, and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

PETITIONS.

None.

President Bontempo welcomed the mother and sister of Councilman Addonizio, who were present in the audience.

PENDING BUSINESS ON THE CALENDAR.

9-a. COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED MARCH 5, 1959, ENCLOSING LETTER FROM FRED J. GASSERT, REPRESENTING THE QUEEN OF ANGELS CHURCH, SEEKING A RELEASE FROM THE RESTRICTION ON A PIECE OF PROPERTY PURCHASED FROM THE CITY OF NEWARK FEBRUARY 9, 1949.

(Copy of correspondence submitted to each member of the Council)

(Awaiting reply from Mr. Gassert re: counter proposal of Council to resell property to City)

A motion to defer action on this matter awaiting reply from Mr. Gassert re: counter proposal of Council to resell property to the City was made by Councilman Melillo, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

NEW BUSINESS ON THE CALENDAR.

10-a. A DISCUSSION PROPOSED BY COUNCILMAN TURNER IN RE: RESIDENTIAL REQUIREMENTS FOR EMPLOYEES OF ALL AGENCIES WHERE PAYROLLS ARE MET ENTIRELY OR ALMOST ENTIRELY BY APPROPRIATION OF THE CITY OF NEWARK.

A motion to receive and file this matter was made by Councilman Addonizio, seconded by Councilman Callaghan and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

MISCELLANEOUS.

11-a. The Acting City Clerk reported the following Bingo and Raffles Licenses were issued from March 16, 1959 to March 26, 1959:

BINGO LICENSES

LICENSEE	LICENSE NO.
The Newark Auxiliary of the Essex County Rescue Squad	1409 Amended
Congregation Ahavas Sholom	1448 Amended
Holy Trinity Church	1456 Amended
St. Francis Xavier R. C. Church	1547
Dominican Fathers	1548
Essex County Rescue Squad	1562

RAFFLES LICENSES

LICENSEE	LICENSE NO.
Upsilon Phi Chapter of Omega Psi Phi Fraternity	1511 Amended
N. J. Federation, Council for Exceptional Children	1546
St. Antoninus Church H.N.S.	1549
St.Joseph's Spanish Church	1550
Associated Humane Societies of N. J.	1551
Congregation Tifereth Zion	1552
First Ladies Nathan Strauss Lodge	1553
Calabrese, Lamonica & Daidone, AMVET Post #56, Inc.	1554
Calabrese, Lamonica & Daidone, AMVET Post #56, Inc.	1555
Calabrese, Lamonica & Daidone, AMVET Post #56, Inc.	1556
Mothers' Guild of St. Vincent Academy Elementary School	1557

April 1, 1959

RAFFLES LICENSES (Continued)

LICENSEE	LICENSE NO.
P. T. A. - St. Rocco's School	1558
Mt. Carmel Society of St. Rocco's Church	1559
Newark Teachers' Association	1560
St. Thomas Aquinas Church	1561
Lafayette Street School P. T. A.	1563
Student Organization of the Newark Beth Israel Hospital School of Nursing	1564
Mother's Guild, St. Vincent's Academy H. S.	1565
Mother's Guild, St. Vincent's Academy H. S.	1566
Society of the Holy Rosary of St. Francis Xavier Church	1567

A motion to concur in the report was made by Councilman Addonizio, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

RELEASES.

None.

ADJOURNMENT.

12. A motion to adjourn this meeting was made by Councilman Addonizio, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

This meeting adjourned at 11:00 P. M.

Approved:

Elizabeth F. Sweeney
Elizabeth F. Sweeney
Acting City Clerk

Michael A. Bontempo
Michael A. Bontempo
President

H

The City Clerk announced this is an adjourned meeting from the regularly scheduled meeting of Wednesday, May 6, 1959, which meeting was adjourned to this date because of lack of quorum.

An adjourned meeting of the regularly scheduled May 6, 1959 meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 8:00 P.M.

The audience arose for the National Anthem.

The prayer was offered by Rabbi Horace L. Zemel, Chaplain Police and Fire Departments.

President Bontempo called the meeting to order and asked for roll call.

Present: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo, City Clerk Harry S. Reichenstein, Clerk of the Council; Sergeant Alexander I. Grambor.

Absent: Councilman Cooper.

President Bontempo announced Councilman Cooper was confined to Beth Israel Hospital because of illness.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

4-A. The City Clerk presented REPORT OF MUNICIPAL COURT, PARTS 1, 2 AND 6, FOR THE MONTH OF MARCH, 1959.

A motion that the report be received and placed on file was made by Councilman Gordon, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-B. The City Clerk presented COPY OF MINUTES OF MEETING OF PASSAIC VALLEY SEWERAGE COMMISSION, HELD MARCH 18, 1959.

A motion that the minutes be received and placed on file was made by Councilman Santoro, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-C. The City Clerk presented REPORT OF RECEIPTS AND DISBURSEMENTS, DEPARTMENT OF FINANCE, FOR THE MONTH OF MARCH, 1959.

A motion that the report be received and placed on file was made by Councilman Melillo, seconded by Councilman Turner and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-D. The City Clerk presented BROCHURE FROM THE NEW JERSEY STATE DEPARTMENT OF HEALTH ENTITLED "IN NEW JERSEY, OPEN DUMPS ARE DISAPPEARING".

A motion that this brochure be received was made by Councilman Gordon, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-E. The City Clerk presented COPY OF MINUTES OF MEETING OF BOARD OF ADJUSTMENT HELD APRIL 14, 1959.

A motion that the minutes be received and placed on file was made by Councilman Gordon, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-F. The City Clerk presented 1958 ANNUAL REPORT, THE PORT OF NEW YORK AUTHORITY.

A motion that the report be received and placed on file was made by Councilman Melillo, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-G. The City Clerk presented COPY OF MINUTES OF MEETING OF PASSAIC VALLEY SEWERAGE COMMISSION HELD APRIL 1, 1959.

A motion that the minutes be received and placed on file was made by Councilman Santoro, seconded by Councilman Turner and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-H. The City Clerk presented VOLUME I, THE CHARACTERISTICS OF THE POPULATION; VOLUME II, BOOK I, RESIDENCY VIEWS - INTERGROUP RELATIONS; VOLUME II, BOOK II, STATISTICAL TABLES, MARCH 1959, PREPARED BY MARKET PLANNING CORPORATION AND SUBMITTED BY MAYOR'S COMMISSION ON GROUP RELATIONS.

(Copy of each volume submitted to each member of the Council)

A motion that these volumes be received and filed in the Archives was made by Councilman Addonizio, seconded by Councilman Turner and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-I. The City Clerk presented INTERIM AUDIT REPORT FOR THREE MONTHS ENDED MARCH 31, 1959 FOR THE CITY OF NEWARK, BY EXTERNAL AUDITORS SAMUEL KLEIN & COMPANY.

A MOTION THAT THE MAYOR, REPRESENTATIVES OF ADMINISTRATION, AND EXTERNAL AUDITORS, BE INVITED TO DISCUSS THIS REPORT AND RECOMMENDATIONS MADE BY THE CITY CLERK STAFF AT THE SPECIAL CONFERENCE OF THE MUNICIPAL COUNCIL TO BE HELD MAY 26, 1959 AND IN THE INTERIM THAT THIS REPORT BE RECEIVED, WAS MADE BY COUNCILMAN MELILLO, SECONDED BY COUNCILMAN ADDONIZIO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

PENDING BOARD OF ADJUSTMENT APPLICATIONS.

4-A-1. THE CITY CLERK READ APPLICATION OF STANLEY CO., OF AMERICA, INC., OWNER; FOR THE ESTABLISHMENT OF A CHURCH IN A BUILDING NOT ORIGINALLY CONSTRUCTED FOR CHURCH PURPOSES; SAID CHURCH PROVIDING NO OFF-STREET PARKING FACILITIES, IN 3RD RESIDENCE AND 2ND BUSINESS DISTRICTS;ON PREMISES 505 CENTRAL AVENUE.

(VOTE OF BOARD OF ADJUSTMENT 5-0. 1 OBJECTOR)

(PUBLIC HEARING CLOSED)

A MOTION TO DEFER FURTHER ACTION ON THIS APPLICATION WAS MADE BY COUNCILMAN ADDONIZIO, SECONDED BY COUNCILMAN SANTORO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

4-A-2. THE CITY CLERK READ APPLICATION OF P. & L. REALTY CO., OWNER; FOR RECONSTRUCTION OF GASOLINE STATION HAVING A TWO-BAY LUBRITORIUM IN A 1ST RESIDENCE DISTRICT; ON PREMISES 695-697 IRVINGTON AVENUE; SUCH USE TO BE LIMITED TO THE PERIOD ENDING TEN YEARS FROM DATE HEREOF.

(VOTE OF BOARD OF ADJUSTMENT 5-0. 25 OBJECTORS)

(PUBLIC HEARING CLOSED)

A MOTION TO DEFER FURTHER ACTION ON THIS APPLICATION WAS MADE BY COUNCILMAN GORDON, SECONDED BY COUNCILMAN SANTORO.

COUNCILMAN CALLAGHAN STATED HE WOULD AGREE TO A DEFERMENT BUT WOULD VOTE NO ON THIS APPLICATION.

COUNCILMAN GORDON SAID HE WOULD LIKE FURTHER TIME TO STUDY THIS APPLICATION BECAUSE OF INFORMATION HE HAD RECEIVED THIS AFTERNOON THAT PART OF THIS PROPERTY IS IN MAPLEWOOD AND THERE ARE SEVERAL FACETS HE WISHED TO INVESTIGATE.

COUNCILMAN ADDONIZIO ASSERTED HE WAS AGAINST THIS APPLICATION UNEQUIVOCALLY BUT OUT OF RESPECT FOR HIS FELLOW COLLEAGUE HE WOULD GO ALONG WITH THE DEFERMENT.

THE MOTION TO DEFER FURTHER ACTION ON THIS APPLICATION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

BOARD OF ADJUSTMENT APPLICATIONS.

4-A-3. THE CITY CLERK READ APPLICATION OF PAULINE DISPENSIERE (HEIRS OF J. & E. MISURIELLO, OWNERS); FOR THE ESTABLISHMENT OF A CHURCH IN A BUILDING NOT CONSTRUCTED FOR CHURCH PURPOSES; OFF-STREET PARKING IS NOT PROVIDED, IN A 3RD RESIDENCE DISTRICT; ON PREMISES 47-49 CAMDEN STREET.

(VOTE OF BOARD OF ADJUSTMENT 4-0. NO OBJECTORS)

THE CITY CLERK CALLED FOR THOSE DESIRING TO BE HEARD ON THE APPLICATION TO APPROACH THE RAIL, GIVE HIS NAME AND ADDRESS AND BE HEARD.

MR. CARL J. PROBST, 222 NORTH ARLINGTON AVENUE, EAST ORANGE, NEW JERSEY, REPRESENTING THE APPLICANT, APPEARED.

COUNCILMAN CALLAGHAN ASKED MR. PROBST WHAT TYPE OF CHURCH WOULD BE ESTABLISHED HERE AND MR. PROBST REPLIED IT WOULD BE OF BAPTIST DENOMINATION.

NO ONE ELSE APPEARING, A MOTION TO CLOSE THE HEARING AND DEFER FURTHER ACTION ON THIS APPLICATION WAS MADE BY COUNCILMAN MELILLO, SECONDED BY COUNCILMAN ADDONIZIO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

4-A-4. THE CITY CLERK READ APPLICATION OF MARY V. CUOZZO, OWNER; FOR THE ERECTION OF A BUILDING FOR THE SALE OF NEW AUTOMOBILE ACCESSORIES AND SUPPLIES, CREATING TWO MAIN BUILDINGS ON THE LOT, IN A 3RD RESIDENCE DISTRICT; ON PREMISES 425 CHESTNUT STREET (REAR)

(VOTE OF BOARD OF ADJUSTMENT 4-0. NO OBJECTORS)

THE CITY CLERK CALLED FOR THOSE DESIRING TO BE HEARD ON THE APPLICATION TO APPROACH THE RAIL, GIVE HIS NAME AND ADDRESS AND BE HEARD.

NO ONE APPEARING, A MOTION TO CLOSE THE HEARING AND CONCUR IN THE RECOMMENDATIONS OF THE BOARD OF ADJUSTMENT WAS MADE BY COUNCILMAN SANTORO, SECONDED BY COUNCILMAN ADDONIZIO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

4-A-5. THE CITY CLERK READ APPLICATION OF S. RAMIL (PEARL GROSS, OWNER), FOR ADDITION TO EXISTING GARAGE FOR USE AS A TWO-BAY LUBRITORIUM IN CONNECTION WITH EXISTING GASOLINE STATION LOCATED AT 192 LAFAYETTE ST. NO CHANGE IN LOCATION OF PUMP ISLANDS OR DRIVEWAYS, IN A 2ND BUSINESS DISTRICT; ON PREMISES 192 LAFAYETTE STREET AND 110 - 116 UNION STREET (REAR); SUCH USE TO BE LIMITED TO THE PERIOD ENDING TEN YEARS FROM DATE HEREOF.

(VOTE OF BOARD OF ADJUSTMENT 4-0. NO OBJECTORS)

THE CITY CLERK CALLED FOR THOSE DESIRING TO BE HEARD ON THE APPLICATION TO APPROACH THE RAIL, GIVE HIS NAME AND ADDRESS AND BE HEARD.

NO ONE APPEARING, A MOTION TO CLOSE THE HEARING AND CONCUR IN THE RECOMMENDATIONS OF THE BOARD OF ADJUSTMENT WAS MADE BY COUNCILMAN GORDON, SECONDED BY COUNCILMAN

Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo introduced Councilman Santoro's son Alphonse, Business Administrator Rinaldi and Louis Cerefice who were present in the audience.

4-A-6. The City Clerk read APPLICATION OF RALPH RAGONESE (PATSY RAGONESE & SONS, OWNERS); FOR THE ERECTION OF A BUILDING FOR THE STORAGE OF WASTE PAPER AND OWNERS TWO TRUCKS IN A 2ND INDUSTRIAL DISTRICT; ON PREMISES 97-111 DELANCY STREET.

(Vote of Board of Adjustment 5-0. 1 Objector)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

MR. FRANCIS MEEHAN, 17 ACADEMY STREET, NEWARK, NEW JERSEY, representing the applicant, appeared.

Councilman Callaghan said he had requested a report from the Fire Department because of some fires which had occurred in this area and before the application was approved, he would like to see that proper precautions had been taken.

Councilman Callaghan asked Mr. Meehan if the applicant had installed a sprinkler system and Mr. Meehan replied in the affirmative.

Councilman Callaghan stated he would withdraw his objection to this application.

A motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Gordon, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-A-7. The City Clerk read APPLICATION OF HOUSEHOLD APPLIANCE CORP. (S. BOVINO, OWNER); FOR THE STORAGE AND DISTRIBUTION OF NEW AUTOMOTIVE PARTS AND SUPPLIES IN A 3RD RESIDENCE DISTRICT; ON PREMISES 336-338 LAFAYETTE STREET.

(Vote of Board of Adjustment 4-1. 37 Objectors)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

MR. WILLIAM A. CONSODINE, 744 BROAD STREET, NEWARK, NEW JERSEY, appearing for approximately seventy objectors, spoke in opposition to this application.

The group of approximately seventy objectors were present in the audience.

MR. JOSEPH M. JACOBS, 744 BROAD STREET, NEWARK, NEW JERSEY, appeared on behalf of the applicant.

Councilmen Gordon and Melillo questioned Mr. Jacobs at length on this application.

MR. JULIUS LITWACK, 11 COMMERCE STREET, NEWARK, NEW JERSEY, APPEARED IN FAVOR OF THE GRANTING OF THIS APPLICATION.

COUNCILMEN ADDONIZIO, CALLAGHAN AND MELILLO QUESTIONED MR. LITWACK ON THE APPLICATION.

THE FOLLOWING SPOKE IN OPPOSITION TO THE GRANTING OF THIS APPLICATION:

MR. EDGAR JANKOWSKI, 348 LAFAYETTE STREET, NEWARK, NEW JERSEY
MRS. PAUL LENZI, 332 LAFAYETTE STREET, NEWARK, NEW JERSEY
DR. SANTIAGO, 347 LAFAYETTE STREET, NEWARK, NEW JERSEY
MR. GEORGE UZZOLINO, 337 LAFAYETTE STREET, NEWARK, NEW JERSEY
MR. ANDREW DITRI, 348 LAFAYETTE STREET, NEWARK, NEW JERSEY
MRS. ESTELLE KOWALCHIK, 348 LAFAYETTE STREET, NEWARK, NEW JERSEY
MR. MANUEL SOLAGIRI, 352 LAFAYETTE STREET, NEWARK, NEW JERSEY.

MR. LESTER LEHMAN, 972 BROAD STREET, NEWARK, NEW JERSEY SPOKE IN FAVOR OF GRANTING THIS APPLICATION.

A MOTION TO REJECT THIS APPLICATION WAS MADE BY COUNCILMAN GORDON, SECONDED BY COUNCILMAN MELILLO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

4-A-8. THE CITY CLERK READ APPLICATION OF ALVIN S. EGLOW, OWNER; FOR THE ERECTION OF 1-STORY REAR ADDITION TO DWELLING EXCEEDING REAR YARD REQUIREMENTS, IN A 2ND RESIDENCE DISTRICT; ON PREMISES 258 GOLDSMITH AVENUE.

(VOTE OF BOARD OF ADJUSTMENT 5-0. NO OBJECTORS)

THE CITY CLERK CALLED FOR THOSE DESIRING TO BE HEARD ON THE APPLICATION TO APPROACH THE RAIL, GIVE HIS NAME AND ADDRESS AND BE HEARD.

NO ONE APPEARING, A MOTION TO CLOSE THE HEARING AND CONCUR IN THE RECOMMENDATIONS OF THE BOARD OF ADJUSTMENT WAS MADE BY COUNCILMAN ADDONIZIO, SECONDED BY COUNCILMAN BRADY AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

4-A-9. THE CITY CLERK READ APPLICATION OF WILLIAM R. HOOPER, OWNER; FOR THE EXTENSION INTO A 3RD RESIDENCE DISTRICT OF A PRIVATE PARKING AREA FOR CUSTOMERS AND EMPLOYEES OF STORE AT 365-367 SOUTH ORANGE AVENUE; ON PREMISES 367-369 SOUTH ORANGE AVENUE (REAR).

THE CITY CLERK CALLED FOR THOSE DESIRING TO BE HEARD ON THE APPLICATION TO APPROACH THE RAIL, GIVE HIS NAME AND ADDRESS AND BE HEARD.

NO ONE APPEARING, A MOTION TO CLOSE THE HEARING AND CONCUR IN THE RECOMMENDATIONS OF THE BOARD OF ADJUSTMENT WAS MADE BY COUNCILMAN ADDONIZIO, SECONDED BY

Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-A-10. The City Clerk read APPLICATION OF LEO MATZNER, OWNER; FOR THE ERECTION OF A BUILDING FOR THE STORAGE OF BUILDING CONTRACTORS TOOLS & EQUIPMENT & 2 TRUCKS AND EXCEEDING FRONT YARD AND SIDE YARD REQUIREMENTS IN A 3RD RESIDENCE DISTRICT; ON PREMISES 136-138 CAMDEN STREET.

(Vote of Board of Adjustment 3-2. No Objectors)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and defer action on this application was made by Councilman Gordon, seconded by Councilman Addonizio, and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-A-11. The City Clerk read APPLICATION OF RALPH SHERMAN (S. & M. LEFKOWITZ, OWNERS); FOR ESTABLISHMENT OF A PRIVATE PARKING STATION FOR EMPLOYEES AND CUSTOMERS OF STORE AT 895 BERGEN STREET, INCLUDING STORAGE OF 2 TRUCKS, IN A 2ND BUSINESS DISTRICT; ON PREMISES 894 BERGEN STREET.

(Vote of Board of Adjustment 5-0. No Objectors)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Santoro, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-A-12. The City Clerk read APPLICATION OF SIDNEY STEINER, OWNER; FOR THE ESTABLISHMENT OF A PRIVATE AUTOMOBILE PARKING STATION FOR CUSTOMERS AND EMPLOYEES OF CATERER LOCATED AT 709-715 CLINTON AVENUE, IN A 1ST RESIDENCE DISTRICT; ON PREMISES 877-879 SOUTH 13TH STREET.

(Vote of Board of Adjustment 5-0. 5 Objectors)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

MR. GEORGE HENDLER, REPRESENTING DR. EVERETT BAUMAN AND 14 OBJECTORS, appeared and spoke in opposition to the granting of this application.

The group of objectors were present in the audience.

Mr. John Dios, 744 Broad Street, Newark, New Jersey, representing the applicant, spoke in favor of the granting of this application.

Councilman Addonizio asked Mr. Muller, Secretary, Board of Adjustment, if this application was a continuation of a non-conforming use.

Mr. Muller replied when Mr. Steiner's application had originally been approved, it was not a non-conforming use; however, as of July 1, 1954 when the new Zoning Ordinance became effective, it did become a non-conforming use.

A motion to close the hearing and defer further action on this application was made by Councilman Callaghan, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

REPORTS OF COMMITTEES.

5-A. COUNCIL COMMITTEE TO STUDY THE FAULKNER ACT.

(Councilmen Santoro, Brady, Callaghan)

Chairman Santoro reported progress. He stated a meeting of the Committee has been scheduled for 12 o'clock noon, May 15, 1959.

A motion to accept the report was made by Councilman Addonizio, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-B. COUNCIL STUDY COMMITTEE FOR REVISION AND AMENDMENT OF THE CODE.

(Councilmen Gordon, Addonizio, Cooper)

Chairman Gordon reported progress.

A motion to accept the report was made by Councilman Melillo, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-E. COUNCIL COMMITTEE TO STUDY THE PROPOSALS OFFERED BY MAYOR CARLIN AND THE PARKING AUTHORITY TO PROVIDE FOR THREE PARKING PROJECTS IN THE DOWNTOWN AREA.

(Councilmen Gordon, Addonizio, Melillo)

Chairman Gordon reported the Newark Municipal Council has carefully studied the Newark Parking Authority's request that the City of Newark guarantee the payment of interest and amortization of bonds to be issued by the Parking Authority in an amount not to exceed $5,600,000.00 for the construction of the Military Park Underground Garage.

Councilman Gordon moved and Councilman Melillo seconded the motion that the

MUNICIPAL COUNCIL OF THE CITY OF NEWARK GRANT THE REQUEST AND DOES HEREBY PLEDGE THE CITY OF NEWARK'S CREDIT FOR THIS EXPRESS PURPOSE; AND FURTHER THAT THIS ACTION BE CONTINGENT UPON A SEPARATE AGREEMENT BEING ENTERED INTO BETWEEN THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK AND THE PARKING AUTHORITY AS FOLLOWS:

A) THE ABILITY OF THE PARKING AUTHORITY TO SELL SUCH BONDS AT AN INTEREST RATE NOT TO EXCEED 4%.

B) A LEVELED SCHEDULE OF ANNUAL PAYMENTS OF INTEREST AND AMORTIZATION THAT WILL NOT EXCEED AT ANY TIME THE PROJECTED NET RETURN OF $399,000. YEARLY FROM THE GARAGE OPERATION.

C) THAT THE PENDING CONTRACTS FOR THE CONSTRUCTION OF THE GARAGE SHALL BE APPROVED BY THE COUNCIL BEFORE ACCEPTANCE BY THE PARKING AUTHORITY.

D) THAT THE SCHEDULE OF PARKING FEES, OR ANY CHANGES MADE IN THEM, BE DETERMINED AND PRESENTED TO THE COUNCIL FOR APPROVAL.

E) THAT ANY LEASE, CONTRACT OR AGREEMENT ENTERED INTO BY THE PARKING AUTHORITY FOR THE OPERATION OF THE GARAGE AFTER COMPLETION, SHALL BE APPROVED BY THE MUNICIPAL COUNCIL BEFORE SUCH LEASE, CONTRACT OR AGREEMENT IS EXECUTED.

F) THE PARKING AUTHORITY AGREES THAT ANY CHANGE IN CONSTRUCTION PLANS OR ARRANGEMENT FOR EXTRA ADDITIONAL PAYMENTS AND FEES, SHALL BE FORMALLY APPROVED BY THE MUNICIPAL COUNCIL BEFORE APPROVAL BY THE PARKING AUTHORITY OR ITS REPRESENTATIVES.

G) THAT THE PARKING AUTHORITY FORTHWITH MAKE APPLICATION TO THE BOARD OF PUBLIC UTILITY COMMISSIONERS FOR THEIR DETERMINATION BY ORDER, THAT THE ANTICIPATED INCOME FROM THE PARKING FACILITY WILL BE SUFFICIENT TO MAKE THE UTILITY SELF LIQUIDATING WITHIN THE DEFINITION OF R.S. 40:1-79, TO ENABLE THE CITY TO DEDUCT THESE BONDS OR NOTES FOR THE FINANCING OF THE FACILITY, FROM THE ANNUAL DEBT STATEMENT WITHIN EACH FISCAL YEAR.

H) THAT THE INDENTURE SHALL BE SUBMITTED TO THE MUNICIPAL COUNCIL FOR ITS APPROVAL BEFORE PRINTING.

I) THAT ALL BOND ORDINANCES AND/OR RESOLUTIONS NECESSARY IN CONNECTION WITH THE FINANCING OF THIS FACILITY BE SUBMITTED TO THE MUNICIPAL COUNCIL FOR SUBMISSION TO THE CITY OF NEWARK'S BONDING ATTORNEY FOR APPROVAL.

COUNCILMAN ADDONIZIO SAID IN VIEW OF THE SITUATION WHICH AROSE THIS AFTERNOON, HE REQUESTED ACTION ON THIS ITEM BE ADJOURNED TO TUESDAY, MAY 12TH, TO AFFORD THE COUNCIL AN OPPORTUNITY TO FURTHER STUDY THE OFFER MADE BY A PRIVATE INDIVIDUAL.

COUNCILMAN BRADY ASSERTED THE MAYOR HAD APPOINTED A PARKING AUTHORITY COMPOSED OF LEADING BUSINESS AND PROFESSIONAL MEN FROM THE CITY AND HE FELT THE RESPONSIBILITY FOR AN UNDERGROUND PARKING FACILITY RESTED WITH THE AUTHORITY. HE WAS IN COMPLETE

favor of pledging the credit of the City. Councilman Brady felt, however, the Parking Authority should not commence their work with any strings attached such as the contingencies being presented to them.

Councilman Callaghan stated he was opposed to this underground parking project one hundred percent. He said his vote would be for the best interest of the people of the City and felt the six million dollars proposed could be expended better by razing certain areas in the downtown section for construction of parking facilities and for future construction of schools. Councilman Callaghan declared he would agree to deferment of action on this matter if it was the opinion of the majority of the Council.

Councilman Gordon expressed his opposition to deferring action and urged the Council to make a decision this evening. He pointed out this subject had been before the City for a long period of time and had received wide publicity in the local newspapers as well as the New York Times and it was difficult to imagine that the individual who had come in with an offer this afternoon was unaware of this proposal before this time. Councilman Gordon outlined at length the steps taken by the Parking Authority in their study of this project which resulted in their request for the City's pledging its credit. He pointed out the individual could still approach the Parking Authority with his plan even though the Council approved his motion this evening.

Councilman Melillo asserted he was in agreement with most of the remarks made by Councilman Gordon. He outlined the steps taken by the Council from the approval of the Parking Authority Members up to the present motion before the Council. Councilman Melillo was opposed to deferring action on this matter as he felt nothing would be gained. He pointed out owners of the surrounding buildings in the area where the facility would be constructed will be inspired to renovate their buildings, thus increasing the values of the properties in the general area.

Councilman Santoro felt if an individual was interested in financing and building an underground garage without costing the City any money, it was the Council's obligation to consider this first. He felt if this matter were deferred to May 12th, the Council would still have ample time to prepare the necessary ordinances for the May 20th meeting.

Councilman Addonizio noted his experience with autonomous bodies had not been a happy one and declared he would not transfer his responsibility to such a body. This project has been in contemplation for many years and he felt three or four more days deferment would not make too much difference.

President Bontempo spoke at length on this matter noting that experts had been hired by the Parking Authority who had recommended the construction of this underground parking lot. He pointed out the Council Committee has had this entire project

under study since last September. The Committee did not submit their final report and recommendation until construction bids had been received. President Bontempo reported the Council held lengthy discussions on the recommendations of the Committee and a majority of the Council agreed that the garage was feasible. He contended the construction of this facility would be a good thing for the City and thought it would pay for itself and be of great benefit to the downtown area.

The motion offered by Councilman Gordon, seconded by Councilman Melillo failed of adoption by the following votes:

Yes: Councilmen Brady, Gordon, Melillo, President Bontempo.

No: Councilmen Addonizio, Callaghan.

Not Voting: Councilmen Santoro, Turner.

A motion that this matter be further discussed at a recessed meeting of the Municipal Council to be held at 10:30 A.M., Tuesday, May 12th, 1959, was made by Councilman Callaghan, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

A motion directing the City Clerk to notify the individual who had made the offer this afternoon that if he has any suggestions and recommendations to make, they should be presented to the Parking Authority prior to the recessed meeting of May 12th, was made by Councilman Callaghan, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-F. COUNCIL COMMITTEE TO STUDY REGULATIONS AND PROCEDURES FOR EMPLOYEES.

(Councilmen Santoro, Cooper, Melillo)

Chairman Santoro reported progress.

A motion to accept the report was made by Councilman Addonizio, seconded by Councilman Turner and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-G. COUNCIL COMMITTEE TO STUDY POSSIBILITY OF BROADENING TAX REVENUE AND NEW SOURCE OF REVENUE.

(Councilmen Melillo, Callaghan, Cooper)

Chairman Melillo reported progress.

A motion to accept the report was made by Councilman Addonizio, seconded by Councilman Turner and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-H. COUNCIL COMMITTEE TO STUDY THE CIVILIAN DEFENSE SET-UP.

(Councilmen Addonizio, Cooper, Gordon)

Chairman Addonizio reported progress.

A motion to accept the report was made by Councilman Gordon, seconded by Councilman Turner and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-I. COUNCIL COMMITTEE TO STUDY AND RECOMMEND A POLICY RELATIVE TO CELEBRATION AND HOLIDAY EXPENDITURES.

(Councilmen Melillo, Callaghan, Cooper)

Chairman Melillo reported progress.

A motion to accept the report was made by Councilman Addonizio, seconded by Councilman Turner and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-J. COUNCIL COMMITTEE TO WORK IN CONJUNCTION WITH MELVIN SPITZ CHAPTER NO. 3 DISABLED WAR VETERANS TO MEMORIALIZE THE NAME OF THE LATE MARINE SERGEANT JOHN BASILONE.

(Councilmen Brady, Gordon, Santoro)

Chairman Brady reported progress.

A motion to accept the report was made by Councilman Addonizio, seconded by Councilman Turner and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-K. COUNCIL COMMITTEE TO STUDY CORRECTIVE LEGISLATION FOR BETTER REPRESENTATION FOR THE CITY OF NEWARK ON THE PASSAIC VALLEY SEWERAGE COMMISSION.

(Councilmen Addonizio, Brady, Gordon)

Chairman Addonizio reported progress.

A motion to accept the report was made by Councilman Addonizio, seconded by Councilman Turner and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Bontempo called for ordinances on first reading.

6-F-A. The City Clerk read AN ORDINANCE TO SUPPLEMENT ARTICLE XII OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951.

(This ordinance would exclude any blind persons declared to be legally blind under the rules and regulations of the New Jersey State Commission for the Blind, Hospitals, Charitable, Religious and Educational Institutions from having to obtain a restaurant or cigar license)

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Melillo, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 20th, 1959.

6-F-B. The City Clerk read AN ORDINANCE APPROPRIATING $5,000. FROM CAPITAL IMPROVEMENT FUND FOR THE ELECTRICAL WORK REQUIRED ON THE FIRST FLOOR OF THE CITY HALL TO PERMIT THE INSTALLATION OF REMINGTON RAND TABULATION MACHINES, AND WORK INCIDENTAL THERETO, IN THE TAX DIVISION OF THE DEPARTMENT OF REVENUE.

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Melillo, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 20th, 1959.

6-F-C. The City Clerk read AN ORDINANCE APPROPRIATING THE SUM OF $37,000.00 FOR THE INSTALLATION OF MECHANICAL ELEVATOR FILES SYSTEM IN THE RECORD BUREAU OF THE DEPARTMENT OF POLICE, INCLUDING MICRO-FILMING OF PRESENT RECORDS REQUIRED FOR THE INITIAL OPERATION OF THE SYSTEM.

(Copy of ordinance and forwarding letter from Mr. Rinaldi submitted to each Member of the Council)

A motion to adopt the ordinance on first read ng was made by Councilman Melillo, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 20th, 1959.

6-F-d. The City Clerk read AN ORDINANCE APPROPRIATING THE SUM OF THIRTY THREE THOUSAND FIVE HUNDRED AND FORTY DOLLARS ($33,540.00) FROM THE CAPITAL IMPROVEMENT FUND FOR THE PURCHASE AND INSTALLATION OF ACCOUNTING MACHINES AND CHECK SIGNING MACHINES REQUIRED BY THE PAYROLL DIVISION, DEPARTMENT OF FINANCE, TO REPLACE OBSOLETE MACHINES IN USE FOR THE PERIOD OF TEN YEARS.

(Copy of ordinance and forwarding letter from Mr. Rinaldi submitted to each member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Melillo, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 20th, 1959.

6-F-e. The City Clerk read AN ORDINANCE APPROPRIATING THE SUM OF SIX THOUSAND ($6,000) DOLLARS FROM THE CAPITAL IMPROVEMENT FUND FOR PLUMBING AND ELECTRICAL WORK FOR THE PREPARATION OF A ROOM IN THE BASEMENT OF THE CITY HALL ANNEX BUILDING, TO BE USED FOR THE INSTALLATION OF TELEPHONE EQUIPMENT FOR THE DEPARTMENT OF POLICE.

(Copy of ordinance and forwarding letter from Mr. Rinaldi submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Melillo, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo

President Bontempo: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 20th, 1959.

6-F-f. The City Clerk read an ordinance to amend an ordinance entitled, "An ordinance providing for the vacation of and in all that part of Empire Street, extending from the State Highway Route 22 easterly approach ramp to a point 475 feet, more or less, easterly and for the vacation, release and extinguishment of the public rights, if any, of and in all that part of Empire Street, extending from said point easterly to New Jersey Railroad Avenue, all as laid out 60 feet in width on a map entitled 'Map of Property of the Waverly Land Company at Waverly, N.J.' and on a map entitled 'Map of Property belonging to Thomas Johnson, surveyed by Thompson and Company, 1873'. 'Bearing No. 6S and FB, adopted by the Municipal Council of the City of Newark on third reading and final passage on January 7, 1959; correcting errors in description of that part of Empire Street intended to be vacated thereby so that the same shall read and provide as follows:

An ordinance providing for the vacation of and in all that part of Empire Street, extending from the State Highway Route 22 easterly approach ramp at Frelinghuysen Avenue to a point 475 feet, more or less, easterly and for the vacation, release and extinguishment of the public rights, if any, of and in all that part of Empire Street, extending from said point easterly to New Jersey Railroad Avenue, all as laid out 60 feet in width on a map entitled 'Map of Property of the Waverly Land Company, at Waverly, N.J.' and on a map entitled 'Map of Property belonging to Thomas Johnson, surveyed by Thompson and Company, 1873".

(This ordinance defines more clearly the exact location of the City's easement on Empire Street)

(Copy of ordinance and communication from Director Andress to Mr. Rinaldi submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Addonizio, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 20th, 1959.

PUBLIC HEARINGS ON ORDINANCES AS ADVERTISED.

6-PH-A. THE CITY CLERK: THE FOLLOWING ORDINANCE WAS ADOPTED ON FIRST READING, ADVERTISED IN ACCORDANCE WITH LAW AND A HEARING DATE SET. IT IS NOW BEFORE YOU FOR PUBLIC HEARING, THIS BEING THE DATE AND TIME SET THEREFOR.

AN ORDINANCE APPROPRIATING THE SUM OF SIX THOUSAND ($6,000) DOLLARS FROM THE CAPITAL IMPROVEMENT FUND FOR THE CONSTRUCTION OF INDIVIDUAL SHOWER AND DRESSING COMPARTMENTS IN THE ROTUNDA BATH HOUSE AND POOL.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. THE SUM OF SIX THOUSAND ($6,000) DOLLARS IS HEREBY APPROPRIATED FROM THE CAPITAL IMPROVEMENT FUND FOR THE CONSTRUCTION OF INDIVIDUAL SHOWER AND DRESSING COMPARTMENTS IN THE ROTUNDA BATH HOUSE AND POOL.

2. THIS ORDINANCE SHALL TAKE EFFECT UPON FINAL ADOPTION AND PUBLICATION AS PROVIDED BY LAW.

PRESIDENT BONTEMPO CALLED FOR THOSE DESIRING TO BE HEARD ON THIS ORDINANCE TO APPROACH THE RAIL, GIVE HIS NAME AND ADDRESS AND BE HEARD.

NO ONE APPEARING, PRESIDENT BONTEMPO ENTERTAINED THE MOTION THAT THE HEARING IN THIS MATTER BE CLOSED AND A MOTION TO CLOSE THE HEARING WAS MADE BY COUNCILMAN MELILLO SECONDED BY COUNCILMAN SANTORO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

6-PH-B. THE CITY CLERK: THE FOLLOWING ORDINANCE WAS ADOPTED ON FIRST READING, ADVERTISDE IN ACCORDANCE WITH LAW AND A HEARING DATE SET. IT IS NOW BEFORE YOU FOR PUBLIC HEARING, THIS BEING THE DATE AND TIME SET THEREFOR.

AN ORDINANCE GRANTING PERMISSION TO P. BALLANTINE & SONS, A CORPORATION OF THE STATE OF NEW JERSEY, TO CONSTRUCT AND MAINTAIN A BRIDGE STRUCTURE OVER OXFORD STREET 170 FEET NORTH OF FERRY STREET.

WHEREAS, THE SAID CORPORATION DESIRES TO ERECT, CONSTRUCT AND MAINTAIN A BRIDGE STRUCTURE OVER SAID OXFORD STREET BETWEEN ITS PRESENT PLANT #1 BREWHOUSE (BUILDING E-6) AND A NEW CANOPY WHICH IS ABOUT TO BE CONSTRUCTED ON THE WESTERLY SIDE OF OXFORD STREET ABUTTING THE SOUTH END OF AN EXISTING STRUCTURE (BUILDING D-9) TO BE USED AS A CONVEYOR BRIDGE, SUCH STRUCTURE TO BE OF FINEST MATERIALS AND WORKMANSHIP AND SO ARCHITECTURALLY DESIGNED TO PRESENT A PLEASING APPEARANCE AND TO CONFORM SUBSTANTIALLY WITH THE PLANS THEREFORE PREPARED BY SAID CORPORATION AND SUBMITTED TO THIS COUNCIL, AND HAS REQUESTED THIS COUNCIL TO GIVE ITS PERMISSION AND AUTHORITY TO ERECT AND MAINTAIN SUCH STRUCTURE OVER SAID OXFORD STREET, AND THIS COUNCIL BEING SATISFIED THAT PUBLIC SAFETY WILL BETTER BE SERVED BY GRANTING SUCH PERMISSION, AND THAT THE PUBLIC HIGHWAY WILL NOT BE OBSTRUCTED OR INJURED BY THE CONSTRUCTION OF THE AFORESAID

BRIDGE, AND THAT THE CHARACTER OF THE WORK IS SUCH THAT ITS CONSTRUCTION WILL NOT BE INJURIOUS TO THE PUBLIC;

THEREFORE, THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, DO ORDAIN:

(1) THAT PERMISSION BE AND THE SAME IS HEREBY GIVEN TO P. BALLANTINE & SONS TO ERECT, CONSTRUCT AND MAINTAIN OVER OXFORD STREET IN THE CITY OF NEWARK, A BRIDGE STRUCTURE SUBSTANTIALLY OF THE CHARACTER AND DESIGN SHOWN ON THE PLANS OF THE SAME KNOWN AS DRAWINGS NOS. R-150, R-152 AND R-153 PROPOSED DRAFT CANOPY & BRIDGE ACROSS OXFORD STREET DATED MARCH 11, 1959, PRESENTED TO THIS MUNICIPAL COUNCIL BY SAID CORPORATION AND FILED IN THE OFFICE OF THE DIRECTOR OF THE DEPARTMENT OF PUBLIC WORKS ON MARCH 16, 1959. THE SOUTH SIDE OF SAID BRIDGE STRUCTURE SHALL BE 170 FEET NORTH OF THE INTERSECTION OF THE NORTHERLY SIDE OF LINE OF FERRY STREET AND THE EASTERLY SIDELINE OF OXFORD STREET. THE BRIDGE STRUCTURE SHALL BE CONSTRUCTED SO THAT THE MINIMUM CLEAR HEIGHT ABOVE THE CENTER OF OXFORD STREET SHALL BE SEVENTEEN FEET FIVE INCHES. THE STRUCTURE SHALL BE APPROXIMATELY SIXTY FEET SEVEN INCHES LONG, NINE FEET WIDE AND APPROXIMATELY TEN AND A HALF FEET IN HEIGHT.

(2) THAT SUCH PERMISSION BE AND THE SAME IS HEREBY GIVEN UPON THE CONDITION AND PROVISION THAT THE SAID P. BALLANTINE & SONS, ITS SUCCESSORS AND ASSIGNS, WILL AT ITS SOLE EXPENSE, UPON THIRTY (30) DAYS NOTICE IN WRITING FROM THE CITY OF NEWARK, ALTER, RELOCATE OR REMOVE SUCH BRIDGE STRUCTURE OR ANY PART THEREOF, AS MAY BE DESIGNATED IN THE REMOVAL OR RELOCATION NOTICE SERVED BY THE CITY OF NEWARK UPON THE SAID CORPORATION.

(3) THAT SAID BRIDGE STRUCTURE SO TO BE ERECTED AND CONSTRUCTED OVER SAID STREET SHALL BE SO DESIGNED ARCHITECTURALLY AS TO PRESENT A PLEASING APPEARANCE AND SHALL BE CONSTRUCTED SUBSTANTIALLY IN ACCORDANCE WITH THE PLANS FURNISHED TO THIS MUNICIPAL COUNCIL BY SAID CORPORATION AND FILED AS AFORESAID.

(4) THAT SUCH PERMISSION BE AND THE SAME IS HEREBY GIVEN UPON THE CONDITION AND PROVISION THAT THE SAID P. BALLANTINE & SONS, ITS SUCCESSORS AND ASSIGNS, SHALL INDEMNIFY AND SAVE HARMLESS THE SAID CITY OF NEWARK, ITS OFFICERS, AGENTS AND SERVANTS FROM ANY AND ALL CLAIM OR CLAIMS WHATSOEVER, ARISING FROM OR OCCASIONED BY DEFECTIVE DESIGN, OR CONSTRUCTION, OR WHICH MAY ARISE FOR WANT OF REPAIRS, AND SHALL INDEMNIFY AND SAVE HARMLESS THE SAID CITY OF NEWARK, ITS OFFICERS, AGENTS AND SERVANTS, FROM ANY AND ALL CLAIMS WHATSOEVER FOR INJURIES OR OTHER DAMAGES SUFFERED OR SUSTAINED BY ANY PERSON, FIRM OR CORPORATION, AS A RESULT OF THE CONSTRUCTION, USE, OPERATION OR REPAIR OF THE SAID BRIDGE; OR AS A RESULT OF, OR IN ANY WAY CONNECTED WITH THE GRANTING OF THIS PERMISSION.

(5) THE AFORESAID INDEMNITY SHALL BE A BOND OR INSURANCE POLICY IN THE SUM OF TWO HUNDRED AND FIFTY THOUSAND DOLLARS ($250,000.00); THE FORM OF BOND OR INSURANCE POLICY TO BE APPROVED BY THE LAW DEPARTMENT.

(6) THAT SUCH PERMISSION BE AND THE SAME IS HEREBY GIVEN UPON THE EXPRESS CONDITION THAT THE SAID BRIDGE STRUCTURE SHALL BECOME SUBJECT TO ANY ORDINANCE OR REGULATIONS HEREAFTER ADOPTED BY THE CITY OF NEWARK THAT MAY APPLY TO SUCH BRIDGE STRUCTURES, AND THAT P. BALLANTINE & SONS, ITS SUCCESSORS AND ASSIGNS, SHALL BECOME LIABLE FOR THE PAYMENT OF ANY FEE OR FEES HEREAFTER IMPOSED BY THE CITY OF NEWARK BY SUCH ORDINANCE OR ORDINANCES.

(7) THE WITHIN PERMISSION IS GRANTED SUBJECT TO ALL STATE LAWS AND CITY ORDINANCES GOVERNING THE SAID INSTALLATION, MAINTENANCE AND USE OF THE SAID BRIDGE STRUCTURE.

(8) THAT SUCH PERMISSION BE AND THE SAME IS HEREBY GIVEN UPON FURTHER CONSIDERATION THAT SAID P. BALLANTINE & SONS, FILE WITH THE CITY CLERK OF THE CITY OF NEWARK ITS WRITTEN ACCEPTANCE OF THE PROVISIONS OF THIS ORDINANCE WITHIN THIRTY (30) DAYS FROM THE DATE ON WHICH IT TAKES EFFECT AND FILE THE REQUIRED BOND OR INSURANCE POLICY WITHIN THE SAME PERIOD OF TIME.

(9) THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY.

THE CITY CLERK OFFERED THE FOLLOWING AMENDMENT: SECTION 9 BE AMENDED TO READ "THIS ORDINANCE SHALL TAKE EFFECT IN ACCORDANCE WITH THE STATUTES PROVIDED".

A MOTION TO AMEND SECTION 9 OF THIS ORDINANCE TO READ "THIS ORDINANCE SHALL TAKE EFFECT IN ACCORDANCE WITH THE STATUTES PROVIDED" WAS MADE BY COUNCILMAN BRADY, SECONDED BY COUNCILMAN MELILLO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

PRESIDENT BONTEMPO CALLED FOR THOSE DESIRING TO BE HEARD ON THIS ORDINANCE, AS AMENDED, TO APPROACH THE RAIL, GIVE HIS NAME AND ADDRESS AND BE HEARD.

NO ONE APPEARING, PRESIDENT BONTEMPO ENTERTAINED THE MOTION THAT THE HEARING IN THIS MATTER BE CLOSED AND A MOTION TO CLOSE THE HEARING WAS MADE BY COUNCILMAN GORDON, SECONDED BY COUNCILMAN ADDONIZIO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

PRESIDENT BONTEMPO CALLED FOR ORDINANCES ON SECOND READING AND FINAL PASSAGE.

6-S & F-A. THE CITY CLERK: THE FOLLOWING ORDINANCE, ADOPTED ON FIRST READING, UPON WHICH A HEARING WAS HELD AND CLOSED, IS NOW BEFORE THE COUNCIL FOR CONSIDERATION ON SECOND READING AND FINAL PASSAGE:

AN ORDINANCE APPROPRIATING THE SUM OF SIX THOUSAND ($6,000) DOLLARS FROM THE CAPITAL IMPROVEMENT FUND FOR THE CONSTRUCTION OF INDIVIDUAL SHOWER AND DRESSING COMPARTMENTS IN THE ROTUNDA BATH HOUSE AND POOL.

A motion to adopt the ordinance on second reading and final passage was made by Councilman Gordon, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-b. The City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage, as amended.

AN ORDINANCE GRANTING PERMISSION TO P. BALLANTINE & SONS, A CORPORATION OF THE STATE OF NEW JERSEY, TO CONSTRUCT AND MAINTAIN A BRIDGE STRUCTURE OVER OXFORD STREET 170 FEET NORTH OF FERRY STREET, AS AMENDED.

A motion to adopt the ordinance on second reading and final passage, as amended, was made by Councilman Gordon, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Clerk is directed to deliver same to the Mayor for his approval or disapproval.

HEARINGS OF CITIZENS.

HC-a. MR. ARTHUR FISHBEIN, 282 CHANCELLOR AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council on the subject "YOUTH FAMILY BACKGROUND".

HC-b. MR. JOHN C. NIGLIO, ORDINANCE COMMITTEE, ESSEX COUNTY ELECTRICAL CONTRACTORS ASSOCIATION, INC., 1050 BROAD STREET, NEWARK, NEW JERSEY, addressed the Municipal Council on the subject: "ELECTRICAL ORDINANCE RECOMMENDATIONS".

Councilman Callaghan suggested Mr. Niglio forward a copy of his recommendations to the City Clerk.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a. The City Clerk called for further bids based upon Resolution No. 7-R-h, adopted April 15, 1959, which resolution approved offer by John D. Price to purchase City-owned property at 39 Tappan Avenue, Belleville, New Jersey, Block 145, Lot 10, for $300.00.

There were no further bids for this property.

A motion to close the bidding and accept the bid offered by John D. Price, 398 Washington Avenue, Belleville, New Jersey, was made by Councilman Melillo, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner.

Absent during roll call: President Bontempo.

Councilman Melillo presented and moved RESOLUTION ACCEPTING BID OF JOHN D. PRICE FOR PURCHASE OF CITY-OWNED PROPERTY AT 39 TAPPAN AVENUE, BELLEVILLE, N.J., BLOCK 145, LOT 10, FOR $300.00.

The motion was seconded by Councilman Brady and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner.

Absent during roll call: President Bontempo.

7-R-b. The City Clerk called for further bids based upon Resolution No. 7-R-l, adopted April 15, 1959, which resolution approved offer by Edward Monto to purchase City-owned property at 10-12 Birks Place, Block 3091, Lot 25, for $1,200.00.

There were no further bids for this property.

A motion to close the bidding and accept the bid offered by Edward Monto, 93 Fabyan Place, Newark, New Jersey, was made by Councilman Addonizio, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner.

Absent during roll call: President Bontempo.

Councilman Addonizio presented and moved RESOLUTION ACCEPTING BID OF EDWARD MONTO FOR PURCHASE OF CITY-OWNED PROPERTY AT 10-12 BIRKS PLACE, BLOCK 3091, LOT 25, FOR $1,200.00.

The motion was seconded by Councilman Melillo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner.

Absent during roll call: President Bontempo.

7-R-c. Councilman Santoro presented and moved RESOLUTION APPROVING OFFER BY NORTH WARD, INC. TO PURCHASE CITY-OWNED PROPERTY AT 75 TO 93 BOYLAN STREET, BLOCK 4063, LOTS 93-94-96, FOR $8,700.00; AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR FINAL BIDS.

The motion was seconded by Councilman Brady and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

No: Councilman Addonizio.

7-R-d. Councilman Santoro presented and moved RESOLUTION APPROVING OFFER BY JAMES J. CORRENTY TO PURCHASE CITY-OWNED PROPERTY AT 20-22 BROOKDALE AVENUE, BLOCK 4063, LOTS 23 AND 24, FOR $2,000.00; AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR FINAL BIDS.

The motion was seconded by Councilman Brady and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-e. Councilman Addonizio presented and moved RESOLUTION CANCELLING YEAR 1929 PERSONAL PROPERTY TAXES FOR 627 INDIVIDUALS,TOTALING $12,531.90, REASON - MOVED - CANNOT BE LOCATED.

The motion was seconded by Councilman Melillo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-f. Councilman Santoro presented and moved RESOLUTION AUTHORIZING THE DIRECTOR OF THE POLICE DEPARTMENT TO ENTER INTO AN AGREEMENT WITH THE TOWN OF HARRISON FOR PERMISSION TO PARTICIPATE IN THE FACILITIES OF THE POLICE BROADCASTING STATION MAINTAINED AND OPERATED BY THE CITY OF NEWARK, FOR THE TERM OF ONE YEAR FROM MAY 9, 1959, AT $1,310.65 ANNUAL RENTAL.

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-g. Councilman Santoro presented and moved RESOLUTION AUTHORIZING THE DIRECTOR OF THE POLICE DEPARTMENT TO ENTER INTO AN AGREEMENT WITH THE BOROUGH OF EAST NEWARK FOR PERMISSION TO PARTICIPATE IN THE FACILITIES OF THE POLICE BROADCASTING STATION MAINTAINED AND OPERATED BY THE CITY OF NEWARK, FOR THE TERM OF ONE YEAR FROM APRIL 6, 1959, AT $262.13 ANNUAL RENTAL.

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-h. Councilman Addonizio presented and moved RESOLUTION APPROVING OFFER BY ANTHONY D'ANGELO TO PURCHASE CITY-OWNED PROPERTY AT 544 SOUTH 17TH STREET, BLOCK 334, LOT 51, FOR $1,000.00; AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR FINAL BIDS.

The motion was seconded by Councilman Melillo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-i. Councilman Melillo presented and moved RESOLUTION FIXING THE MEETING DATE OF THE MUNICIPAL COUNCIL FOR THE MONTHS OF JULY AND AUGUST, 1959 and directing the City Clerk to notify all affected agencies.

The motion was seconded by Councilman Santoro and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-j. Councilman Melillo presented and moved RESOLUTION AUTHORIZING THE DIRECTOR OF FINANCE TO REFUND THE SUM OF $109.32 TO THE FIRST WARD DEMOCRATIC CLUB OF NEWARK; AND $49.50 TO MR. GRAND CANTALUPO, SAID AMOUNTS BEING THE DIFFERENCE BETWEEN THE SUM OF MONEY DEPOSITED ON APPLICATIONS IN BOARD OF ALCOHOLIC BEVERAGE CONTROL AND AMOUNT OF LICENSE FEES DUE THEREON.

The motion was seconded by Councilman Brady and the roll being called, the resolution was declared adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-k. Councilman Melillo presented and moved RESOLUTION AUTHORIZING THE ISSUANCE OF BOND ANTICIPATION NOTES IN THE AMOUNT OF $35,000. TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED OCTOBER 3, 1956, "AUTHORIZING THE INSTALLATION OF ADDITIONAL TRAFFIC CONTROL SIGNALS AND AUTHORIZING THE ISSUANCE OF $285,000. OF BONDS TO FINANCE THE COST THEREOF, AND PROVIDING FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE SALE OF SAID BONDS".

The motion was seconded by Councilman Melillo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-l. Councilman Addonizio presented and moved RESOLUTION AUTHORIZING THE ISSUANCE OF BOND ANTICIPATION NOTES IN THE AMOUNT OF $50,000. TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED APRIL 3, 1957,"PROVIDING FOR THE OPENING AND WIDENING OF ATLANTIC STREET ON THE EASTERLY SIDE THEREOF EXTENDING FROM LOMBARDY STREET TO BRIDGE STREET AND FOR THE CURBING, FLAGGING AND PAVING WITH FINE AGGREGATE ASPHALT CONCRETE PAVEMENT (1½"TOP, 1½" BINDER) ON A SIX (6) INCH CONCRETE FOUNDATION EXTENDING FROM LOMBARDY STREET TO BRIDGE STREET".

The motion was seconded by Councilman Turner and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-m. Councilman Turner presented and moved RESOLUTION AUTHORIZING THE ISSUANCE OF BOND ANTICIPATION NOTES IN THE AMOUNT OF $39,900. TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED JANUARY 2, 1958, "APPROPRIATING $42,000. TO FINANCE THE RECONSTRUCTION OF BUILDING AT IVY HAVEN HOME AND AUTHORIZING THE ISSUANCE OF BONDS TO MEET SUCH APPROPRIATION, AND THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS".

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Gordon, Melillo, Santoro, Turner, President Bontempo.

No: Councilman Callaghan.

7-R-n. Councilman Turner presented and moved RESOLUTION AUTHORIZING THE ISSUANCE OF BOND ANTICIPATION NOTES IN THE AMOUNT OF $36,100. TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED MARCH 19, 1958, "APPROPRIATING $700,000. FOR THE ACQUISITION AND DEVELOPMENT OF SITES FOR THE PUBLIC PARKING OF VEHICLES AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SUCH APPROPRIATION AND THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS".

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-o. Councilman Addonizio presented and moved RESOLUTION AUTHORIZING THE ISSUANCE OF SCHOOL PROMISSORY NOTES IN THE AMOUNT OF $100,000. TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED SEPTEMBER 18, 1957, "APPROPRIATING $3,053,000. FOR SCHOOL PURPOSES AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SUCH APPROPRIATION".

The motion was seconded by Councilman Turner and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-p. Councilman Brady presented and moved RESOLUTION AUTHORIZING THE ISSUANCE OF SCHOOL PROMISSORY NOTES IN THE AMOUNT OF $400,000. TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED JULY 17, 1957, "APPROPRIATING $4,141,000 FOR SCHOOL PURPOSES AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SUCH APPROPRIATION".

The motion was seconded by Councilman Callaghan and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-Q. COUNCILMAN CALLAGHAN PRESENTED AND MOVED "RESOLUTION AUTHORIZING THE ISSUANCE OF SCHOOL PROMISSORY NOTES IN THE AMOUNT OF $200,000. TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED OCTOBER 1, 1958, "APPROPRIATING $813,300. FOR SCHOOL PURPOSES AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SUCH APPROPRIATION".

THE MOTION WAS SECONDED BY COUNCILMAN ADDONIZIO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-R. COUNCILMAN SANTORO PRESENTED AND MOVED RESOLUTION APPROVING TRANSFER OF $1,970.00 FROM DEPARTMENT OF FINANCE, DIVISION OF THE TREASURY, "ASSISTANT SUPERVISOR" TO DEPARTMENT OF FINANCE, DIVISION OF THE TREASURY, "OTHER EMPLOYEES", DUE TO DEATH OF ASSISTANT SUPERVISOR WHO IS BEING REPLACED BY ACCOUNT CLERK.

THE MOTION WAS SECONDED BY COUNCILMAN CALLAGHAN, AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-S. COUNCILMAN BRADY PRESENTED AND MOVED RESOLUTION AUTHORIZING THE ISSUANCE OF SCHOOL PROMISSORY NOTES IN THE AMOUNT OF $1,883,000. TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED APRIL 1, 1959 "APPROPRIATING $1,883,000. FOR SCHOOL PURPOSES AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SUCH APPROPRIATION". (ADDITION TO GARFIELD SCHOOL)

THE MOTION WAS SECONDED BY COUNCILMAN CALLAGHAN AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-T. PRESIDENT BONTEMPO PRESENTED AND MOVED RESOLUTION AUTHORIZING THE ISSUANCE OF SCHOOL PROMISSORY NOTES IN THE AMOUNT OF $330,000. TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED APRIL 1, 1959 "APPROPRIATING $330,000. FOR SCHOOL PURPOSES AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SUCH APPROPRIATION". (ADDITION TO SOUTH 8TH STREET SCHOOL)

THE MOTION WAS SECONDED BY COUNCILMAN TURNER AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

COUNCILMAN TURNER LEFT THE MEETING AT THIS TIME.

7-R-u. Councilman Gordon presented and moved RESOLUTION DESIGNATING THE PENNINGTON SAVINGS AND LOAN ASSOCIATION, PENNINGTON, NEW JERSEY, AS A DEPOSITORY FOR THE PUBLIC FUNDS OF THE CITY OF NEWARK.

The motion was seconded by Councilman Brady and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

7-R-v. Councilman Melillo presented and moved RESOLUTION CANCELLING YEAR 1929 PERSONAL PROPERTY TAXES FOR 202 INDIVIDUALS TOTALING $7,387.56, REASON - MOVED - CANNOT BE LOCATED.

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

7-R-w. Councilman Addonizio presented and moved RESOLUTION CANCELLING YEAR 1929 PERSONAL PROPERTY TAXES FOR 170 INDIVIDUALS TOTALING $5,829.60, REASON - MOVED - CANNOT BE LOCATED.

The motion was seconded by Councilman Callaghan and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

7-R-x. President Bontempo presented and moved RESOLUTION APPOINTING LOUIS GROSSMAN CONSTABLE FOR THE YEAR 1959.

The motion was seconded by Councilman Callaghan and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

7-R-y. Councilman Melillo presented and moved RESOLUTION APPROVING BONDS FOR THREE CONSTABLES FOR THE YEAR 1959.

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

7-R-z. Councilman Melillo presented and moved RESOLUTION APPOINTING STANLEY BRITO, PHILIP A. POSSIEL AND HARRY PRAHL SPECIAL POLICEMEN FOR A TERM ENDING DECEMBER 31, 1959.

The motion was seconded by Councilman Gordon and the roll being called, the

RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

7-R-AA. COUNCILMAN GORDON PRESENTED AND MOVED RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC WORKS TO EXECUTE A CONTRACT WITH JOSEPH NESTO AND COMPANY, IN THE AMOUNT OF $18,775.95 FOR THE REPAVING OF CAMP STREET FROM ORCHARD STREET TO MULBERRY STREET AS OUTLINED IN RESOLUTION 7Rc ADOPTED MARCH 18, 1959.

THE MOTION WAS SECONDED BY COUNCILMAN SANTORO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

7-R-AB. COUNCILMAN GORDON PRESENTED AND MOVED RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC WORKS TO EXECUTE A CONTRACT WITH JOSEPH NESTO AND COMPANY, IN THE AMOUNT OF $164,816.75 FOR THE REPAVING OF NEW STREET, BURNET STREET, MILLER STREET AND WILLIAM STREET, AS OUTLINED IN RESOLUTION 7Rd ADOPTED MARCH 18, 1959.

THE MOTION WAS SECONDED BY COUNCILMAN BRADY AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

7-R-AC. COUNCILMAN ADDONIZIO PRESENTED AND MOVED RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC WORKS TO EXECUTE A CONTRACT WITH STANDARD BITULITHIC COMPANY, IN THE AMOUNT OF $93,791.20, FOR THE REPAVING OF MEEKER AVENUE, BERGEN STREET, FERRY STREET, MT. PROSPECT PLACE, NO. TWELFTH STREET, SO. TWELFTH STREET, SO. THIRTEENTH STREET, AS OUTLINED IN RESOLUTION 7Re ADOPTED MARCH 18, 1959.

THE MOTION WAS SECONDED BY COUNCILMAN MELILLO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

7-R-AD. COUNCILMAN ADDONIZIO PRESENTED AND MOVED EMERGENCY RESOLUTION APPROPRIATING $3,825.00, DEPARTMENT OF FINANCE, DIVISION OF ACCOUNTS AND CONTROL, TO COVER COST OF PRINTING, POSTAGE, TRANSPORTATION AND OVERTIME TO CONDUCT AN AUDIT OF THE BILLING AND COLLECTION DIVISION OF MARTLAND MEDICAL CENTER.

THE MOTION WAS SECONDED BY COUNCILMAN GORDON AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

7-R-ae. Councilman Gordon presented and moved RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND THE SUM OF $25.00 TO THOMAS DE TROIA, FOR DANCE STUDIO LICENSE ISSUED ON MARCH 2, 1959, WHICH WAS SUBSEQUENTLY DISCONTINUED.

The motion was seconded by Councilman Santoro and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

7-R-af. Councilman Brady presented and moved RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND THE SUM OF $26.00 TO ANNA L. MITCHELL, FEES FOR RESTAURANT AND CIGAR LICENSES, WHICH WERE DISAPPROVED BY THE POLICE DEPARTMENT.

The motion was seconded by President Bontempo, and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

7-R-ag. Councilman Addonizio presented and moved RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND THE SUM OF $26.00 TO ROSALIE T. LEE, FEES FOR RESTAURANT AND CIGAR LICENSES, WHICH WERE DISAPPROVED BY THE POLICE DEPARTMENT.

The motion was seconded by Councilman Santoro and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

7-R-ah. Councilman Callaghan presented and moved RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND THE SUM OF $26.00 TO MARY BREVARD, FEES FOR RESTAURANT AND CIGAR LICENSES, WHICH WERE DISAPPROVED BY THE POLICE DEPARTMENT.

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

7-R-ai. Councilman Melillo presented and moved RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND THE SUM OF $26.00 TO LUFTI SAAD, FEES FOR RESTAURANT AND CIGAR LICENSES, WHICH WERE DISAPPROVED BY THE POLICE DEPARTMENT.

The motion was seconded by Councilman Callaghan and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

7-R-AJ. Councilman Addonizio presented and moved RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND THE SUM OF $50.00 TO SPORTLAND OF NEWARK, FOR APPLICATION FOR SHOOTING GALLERY LICENSE, WHICH LICENSE WAS SUBSEQUENTLY DISCONTINUED.

The motion was seconded by Councilman Gordon and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

7-R-AK. Councilman Santoro presented and moved RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND THE SUM OF $25.00 TO MICHAEL FIORE, FEE FOR FLORIST LICENSE WHICH WAS DISAPPROVED BY THE POLICE DEPARTMENT.

The motion was seconded by President Bontempo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

7-R-AL. Councilman Melillo presented and moved RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND AN OVERPAYMENT IN THE AMOUNT OF $148.40 TO THE WASHINGTON NATIONAL INSURANCE COMPANY, IN THE CASE OF JOHN PHILLIP WRIGHT, FORMERLY A PATIENT AT MARTLAND MEDICAL CENTER.

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-AM. President Bontempo presented and moved RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND AN OVERPAYMENT IN THE AMOUNT OF $70.00 TO FRED FREEMAN, ATTORNEY, AND LUCIUS SLADE, FORMERLY A PATIENT AT MARTLAND MEDICAL CENTER.

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

7-R-AN. Councilman Brady presented and moved RESOLUTION AUTHORIZING THE DIRECTOR OF FINANCE TO PAY TO NANCY AND HENRY WHITE THE SUM OF $250. IN SETTLEMENT OF A CLAIM AGAINST THE CITY OF NEWARK, UPON RECEIPT OF A RELEASE AND DISMISSAL OF SUIT NOW PENDING IN THE ESSEX COUNTY DISTRICT COURT, AND AUTHORIZING DIRECTOR OF HEALTH AND WELFARE TO CANCEL HOSPITAL CHARGE OF $187. UPON RECEIPT OF AFORESAID RELEASE AND DISMISSAL, SUBJECT TO APPROVAL OF THE LAW DEPARTMENT.

The motion was seconded by Councilman Santoro and the roll being called, the

RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

7-R-AO. COUNCILMAN BRADY PRESENTED AND MOVED RESOLUTION AUTHORIZING NOTICE TO BE GIVEN OF A PUBLIC HEARING TO CONSIDER THE REQUEST OF THE HOUSING AUTHORITY TO RELEASE A CONDITION AND REVERTER CLAUSE FOR LOT NO. 9 IN PLOT NO. 13 IN THE REAL ESTATE RECORD OF THE NEWARK AQUEDUCT BOARD AND AUTHORIZING THE ADVERTISEMENT OF SUCH NOTICE IN CONFORMITY WITH R. S. 40:60-51.5.

THE MOTION WAS SECONDED BY COUNCILMAN SANTORO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

7-R-AP. COUNCILMAN BRADY PRESENTED AND MOVED RESOLUTION AUTHORIZING NOTICE TO BE GIVEN OF A PUBLIC HEARING TO CONSIDER THE REQUEST OF THE HOUSING AUTHORITY TO RELEASE A CONDITION AND REVERTER CLAUSE FOR LOT NO. 36 IN PLOT NO. 13 IN THE REAL ESTATE RECORD OF THE NEWARK AQUEDUCT BOARD AND AUTHORIZING THE ADVERTISEMENT OF SUCH NOTICE IN CONFORMITY WITH R. S. 40:60-51.5.

THE MOTION WAS SECONDED BY COUNCILMAN ADDONIZIO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

7-R-AQ. COUNCILMAN BRADY PRESENTED AND MOVED RESOLUTION AUTHORIZING NOTICE TO BE GIVEN OF A PUBLIC HEARING TO CONSIDER THE REQUEST OF THE HOUSING AUTHORITY TO RELEASE A CONDITION AND REVERTER CLAUSE FOR LOTS NOS. 23 AND 24 IN PLOT NO. 13, IN THE R. E. RECORD OF THE NEWARK AQUEDUCT BOARD AND AUTHORIZING THE ADVERTISEMENT OF SUCH NOTICE IN CONFORMITY WITH R.S. 40:60-51.5.

THE MOTION WAS SECONDED BY COUNCILMAN GORDON AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

7-R-AR. COUNCILMAN MELILLO PRESENTED AND MOVED RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC WORKS TO EXECUTE AN AGREEMENT WITH PUBLIC SERVICE ELECTRIC AND GAS COMPANY FOR TRANSFER OF OWNERSHIP OF ONE POLE LOCATED ON RAYMOND BOULEVARD.

THE MOTION WAS SECONDED BY COUNCILMAN SANTORO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

7-R-AS. COUNCILMAN ADDONIZIO PRESENTED AND MOVED RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC WORKS TO EXECUTE AN AGREEMENT WITH PUBLIC SERVICE ELECTRIC AND GAS COMPANY PROVIDING FOR ATTACHMENT OF TRAFFIC SIGNALS, PEDESTRIAN SIGNS, AND FLAG HOLDERS TO ALUMINUM POLES OWNED BY THE PUBLIC SERVICE ELECTRIC AND GAS COMPANY.

THE MOTION WAS SECONDED BY COUNCILMAN SANTORO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

7-R-AT. COUNCILMAN CALLAGHAN PRESENTED AND MOVED RESOLUTION AMENDING AN AGREEMENT BETWEEN PUBLIC SERVICE COORDINATED TRANSPORT COMPANY AND THE CITY OF NEWARK TRANSFERRING PERMISSION TO INSTALL TRAFFIC LIGHTS ON CERTAIN POLES, TO THE PUBLIC SERVICE ELECTRIC AND GAS COMPANY, PRESENT OWNERS OF THESE POLES.

THE MOTION WAS SECONDED BY PRESIDENT BONTEMPO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

7-R-AU. PRESIDENT BONTEMPO PRESENTED AND MOVED EMERGENCY RESOLUTION APPROPRIATING $1,500.00 FOR "OTHER EXPENSES, 'C' - MATERIALS AND SUPPLIES", DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF HEALTH, FOR SALK POLIO VACCINE, DUE TO INADEQUATE FUNDS TO CARRY ON THIS PROGRAM.

THE MOTION WAS SECONDED BY COUNCILMAN BRADY AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

MOTIONS.

7-M-A. COUNCILMAN ADDONIZIO MOVED THAT THE MUNICIPAL COUNCIL MEMORIALIZE THE GOVERNOR OF THE STATE OF NEW JERSEY TO SIGN ASSEMBLY BILL NO. 2, THE PUBLIC SCHOLARSHIP BILL. THE MOTION WAS SECONDED BY COUNCILMAN CALLAGHAN.

COUNCILMAN MELILLO RECOMMENDED THAT ACTION ON THIS MATTER BE DEFERRED UNTIL SUCH TIME AS A COPY OF THIS BILL IS FORWARDED TO EACH MEMBER OF THE COUNCIL IN ORDER THAT THEY MIGHT STUDY ITS CONTENTS AND DISCUSS IT AT THE SPECIAL CONFERENCE OF THE MUNICIPAL COUNCIL TO BE HELD MAY 12TH, 1959.

COUNCILMAN ADDONIZIO AGREED TO CHANGE HIS MOTION IN ACCORDANCE WITH COUNCILMAN MELILLO'S RECOMMENDATION.

THE MOTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-A. THE CITY CLERK PRESENTED COMMUNICATION FROM HIS HONOR, MAYOR LEO P. CARLIN, RECEIVED APRIL 10, 1959, NOMINATING VINCENT P. TORPPEY, 124 OAKLAND TERRACE, NEWARK, TO THE OFFICE OF CORPORATION COUNSEL, FOR A TERM COMMENCING AS OF DATE OF APPROVAL BY THE MUNICIPAL COUNCIL AND ENDING JULY 1, 1962, AT AN ANNUAL SALARY OF $15,000.00.

A MOTION TO DEFER ACTION ON THIS MATTER PENDING INTERVIEW WITH THE NOMINEE AT THE SPECIAL CONFERENCE OF THE MUNICIPAL COUNCIL TO BE HELD MAY 12, 1959, WAS MADE BY COUNCILMAN MELILLO, SECONDED BY COUNCILMAN BRADY AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

8-B. THE CITY CLERK PRESENTED COMMUNICATION FROM HIS HONOR, MAYOR LEO P. CARLIN, RECEIVED APRIL 10, 1959, NOMINATING JAMES T. OWENS, 352 SANFORD AVENUE, NEWARK, TO THE OFFICE OF DIRECTOR OF THE FIRE DEPARTMENT, FOR A TERM COMMENCING AS OF DATE OF APPROVAL BY THE MUNICIPAL COUNCIL, AND ENDING JULY 1, 1962, AT AN ANNUAL SALARY OF $15,000.00.

A MOTION TO DEFER ACTION ON THIS MATTER PENDING INTERVIEW WITH THE NOMINEE AT THE SPECIAL CONFERENCE OF THE MUNICIPAL COUNCIL TO BE HELD MAY 12, 1959, WAS MADE BY COUNCILMAN MELILLO, SECONDED BY COUNCILMAN BRADY AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

8-C. THE CITY CLERK PRESENTED COMMUNICATION FROM HIS HONOR, MAYOR LEO P. CARLIN, RECEIVED APRIL 10, 1959, NOMINATING THOMAS E. HUNT, 44 FLEETWOOD PLACE, NEWARK, TO THE OFFICE OF DIRECTOR OF REVENUE, FOR A TERM COMMENCING AS OF DATE OF APPROVAL BY THE MUNICIPAL COUNCIL, AND ENDING JULY 1, 1962, AT AN ANNUAL SALARY OF $15,000.00.

A MOTION TO DEFER ACTION ON THIS MATTER PENDING INTERVIEW WITH THE NOMINEE AT THE SPECIAL CONFERENCE OF THE MUNICIPAL COUNCIL TO BE HELD MAY 12, 1959, WAS MADE BY COUNCILMAN MELILLO, SECONDED BY COUNCILMAN BRADY AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

8-D. THE CITY CLERK PRESENTED COMMUNICATION FROM HIS HONOR, MAYOR LEO P. CARLIN, RECEIVED APRIL 10, 1959, NOMINATING DR. AARON H. HASKIN, 22 GOLDSMITH AVENUE, NEWARK, TO THE OFFICE OF DIRECTOR OF HEALTH AND WELFARE, FOR A TERM COMMENCING AS OF DATE OF APPROVAL BY THE MUNICIPAL COUNCIL, AND ENDING JULY 1, 1962, AT AN ANNUAL SALARY OF $19,000.00.

A MOTION TO DEFER ACTION ON THIS MATTER PENDING INTERVIEW WITH THE NOMINEE AT THE SPECIAL CONFERENCE OF THE MUNICIPAL COUNCIL TO BE HELD MAY 12, 1959, WAS MADE BY COUNCILMAN MELILLO, SECONDED BY COUNCILMAN BRADY AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

8-E. THE CITY CLERK PRESENTED COMMUNICATION FROM HIS HONOR, MAYOR LEO P. CARLIN, RECEIVED APRIL 10, 1959, NOMINATING WILLIAM P. SCHORN, 2 TUXEDO PARKWAY, NEWARK TO THE OFFICE OF DIRECTOR OF FINANCE, FOR A TERM COMMENCING AS OF DATE OF APPROVAL BY THE MUNICIPAL COUNCIL, AND ENDING JULY 1, 1962, AT AN ANNUAL SALARY OF $15,000.00.

A MOTION TO DEFER ACTION ON THIS MATTER PENDING INTERVIEW WITH THE NOMINEE AT THE SPECIAL CONFERENCE OF THE MUNICIPAL COUNCIL TO BE HELD MAY 12, 1959, WAS MADE BY COUNCILMAN MELILLO, SECONDED BY COUNCILMAN BRADY AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

8-F. THE CITY CLERK PRESENTED COMMUNICATION FROM HIS HONOR, MAYOR LEO P. CARLIN, RECEIVED APRIL 10, 1959, NOMINATING MARIANO J. RINALDI, 363 NO. 11TH STREET, NEWARK, TO THE OFFICE OF BUSINESS ADMINISTRATOR, FOR A TERM COMMENCING AS OF DATE OF APPROVAL BY THE MUNICIPAL COUNCIL, AND ENDING JULY 1, 1962, AT AN ANNUAL SALARY OF $20,000.00.

A MOTION TO DEFER ACTION ON THIS MATTER PENDING INTERVIEW WITH THE NOMINEE AT THE SPECIAL CONFERENCE OF THE MUNICIPAL COUNCIL TO BE HELD MAY 12, 1959, WAS MADE BY COUNCILMAN MELILLO, SECONDED BY COUNCILMAN BRADY AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

8-G. THE CITY CLERK PRESENTED COMMUNICATION FROM HIS HONOR, MAYOR LEO P. CARLIN, RECEIVED APRIL 10, 1959, NOMINATING GEORGE W. ANDRESS, 344 WOODSIDE AVENUE, NEWARK, TO THE OFFICE OF DIRECTOR OF PUBLIC WORKS, FOR A TERM COMMENCING AS OF DATE OF APPROVAL BY THE MUNICIPAL COUNCIL, AND ENDING JULY 1, 1962, AT AN ANNUAL SALARY OF $15,000.00.

A MOTION TO DEFER ACTION ON THIS MATTER PENDING INTERVIEW WITH THE NOMINEE AT THE SPECIAL CONFERENCE OF THE MUNICIPAL COUNCIL TO BE HELD MAY 12, 1959, WAS MADE BY COUNCILMAN MELILLO, SECONDED BY COUNCILMAN BRADY AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

8-H. THE CITY CLERK PRESENTED COMMUNICATION FROM HIS HONOR, MAYOR LEO P. CARLIN, RECEIVED APRIL 17, 1959, NOMINATING DR. CARL BACCARO, 89 GRAND AVENUE, NEWARK, AS A MEMBER OF THE PARKING AUTHORITY OF THE CITY OF NEWARK, FOR A FIVE YEAR TERM EFFECTIVE RETROACTIVELY TO OCTOBER 19, 1958. THE OFFICE IS NON-SALARIED.

A MOTION TO DEFER ACTION ON THIS MATTER PENDING INTERVIEW WITH THE NOMINEE AT THE SPECIAL CONFERENCE OF THE MUNICIPAL COUNCIL TO BE HELD MAY 12, 1959, WAS MADE BY COUNCILMAN MELILLO, SECONDED BY COUNCILMAN BRADY AND ADOPTED BY THE FOLLOWING VOTES:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

8-i. The City Clerk presented COMMUNICATION FROM HIS HONOR MAYOR LEO P. CARLIN, RECEIVED APRIL 17, 1959, NOMINATING JOSEPH F. WALSH, 102 VARSITY ROAD, NEWARK, TO SERVE AS A MAGISTRATE OF THE MUNICIPAL COURT OF THE CITY OF NEWARK, FOR A TERM COMMENCING AS OF DATE OF CONFIRMATION BY THE MUNICIPAL COUNCIL, AND ENDING THREE YEARS THEREAFTER, AT AN ANNUAL SALARY OF $6,900.00.

A motion to defer action on this matter pending interview with the nominee at the Special Conference of the Municipal Council to be held May 12, 1959, was made by Councilman Melillo, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

8-j. The City Clerk presented COMMUNICATION FROM HIS HONOR, MAYOR LEO P. CARLIN, RECEIVED APRIL 17, 1959, NOMINATING REVEREND THOMAS J. FINNEGAN, 221 W. MARKET STREET, NEWARK, AS A MEMBER OF THE NEWARK HOUSING AUTHORITY, FOR A TERM OF FIVE YEARS, COMMENCING APRIL 21, 1959. THE OFFICE IS NON-SALARIED.

A motion to defer action on this matter pending interview with the nominee at the Special Conference of the Municipal Council to be held May 12, 1959, was made by Councilman Melillo, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

8-k. The City Clerk presented COMMUNICATION FROM HIS HONOR, MAYOR LEO P. CARLIN, RECEIVED APRIL 24, 1959, NOMINATING WALTER J. VOHDIN, 375 KEER AVENUE, NEWARK, AS A MEMBER OF THE NEWARK PARKING AUTHORITY, TO FILL THE UNEXPIRED TERM OF ANDREW J. NOLAN, FROM DATE OF CONFIRMATION BY THE COUNCIL AND EXPIRING OCTOBER 20, 1962. THE OFFICE IS NON-SALARIED.

A motion to defer action on this matter pending interview with the nominee at the Special Conference of the Municipal Council to be held May 12, 1959, was made by Councilman Melillo, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

8-l. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED APRIL 30, 1959, ENCLOSING PROPOSED "ORDINANCE TO AUTHORIZE THE GRADING, CURBING, PAVING AND OTHER IMPROVEMENT OF A PORTION OF DELANCY STREET, AS A LOCAL IMPROVEMENT, AND TO PROVIDE FOR THE FINANCING OF THE COST THEREOF BY AN APPROPRIATION FROM THE CAPITAL IMPROVEMENT FUND".

(Copy of ordinance and forwarding letter from Mr. Rinaldi submitted to each Member of the Council)

A MOTION DIRECTING THE CITY CLERK TO PLACE THIS ORDINANCE ON THE MAY 20, 1959 CALENDAR OF THE MUNICIPAL COUNCIL FOR FIRST READING, WAS MADE BY COUNCILMAN SANTORO, SECONDED BY COUNCILMAN MELILLO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

8-M. THE CITY CLERK PRESENTED COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED APRIL 21, 1959, RE. LEASE BABY-KEEP-WELL STATION, 98 MORTON STREET, WHICH EXPIRES JUNE 30, 1959 AND NEGOTIATIONS ARE BEING CONDUCTED TO REMAIN ON A MONTHLY BASIS UNTIL SPACE BECOMES AVAILABLE IN NEW CENTRAL WARD HOUSING PROJECT.

A MOTION THAT THIS COMMUNICATION BE RECEIVED AND PLACED ON FILE WAS MADE BY COUNCILMAN SANTORO, SECONDED BY COUNCILMAN MELILLO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

PETITIONS.

NONE.

PENDING BUSINESS ON THE CALENDAR.

9-A. COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED MARCH 5, 1959, ENCLOSING LETTER FROM FRED J. GASSERT, REPRESENTING THE QUEEN OF ANGELS CHURCH, SEEKING A RELEASE FROM THE RESTRICTION ON A PIECE OF PROPERTY PURCHASED FROM THE CITY OF NEWARK FEBRUARY 9, 1949.

(COPY OF CORRESPONDENCE SUBMITTED TO EACH MEMBER OF THE COUNCIL)

(AWAITING REPLY FROM MR. GASSERT RE: COUNTER PROPOSAL OF COUNCIL TO RESELL PROPERTY TO CITY)

A MOTION TO DEFER ACTION ON THIS MATTER TO THE MAY 20TH, 1959 MEETING OF THE MUNICIPAL COUNCIL WAS MADE BY PRESIDENT BONTEMPO, SECONDED BY COUNCILMAN CALLAGHAN AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

NEW BUSINESS ON THE CALENDAR.

10-A. THE CITY CLERK PRESENTED OFFER FROM MRS. AGNES WEDENSKY, MADISON SQUARE HOTEL, 37 MADISON AVENUE, NEW YORK CITY, TO PURCHASE 5.08 ACRES OF CITY-OWNED LAND IN WEST MILFORD TOWNSHIP, SITUATED IN THE NORTHEAST CORNER OF THE PEQUANNOCK WATERSHED, FOR THE SUM OF $1,524.00.

A MOTION TO DEFER FURTHER ACTION ON THIS MATTER WAS MADE BY COUNCILMAN GORDON, SECONDED BY COUNCILMAN ADDONIZIO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

MISCELLANEOUS.

11-A. THE CITY CLERK REPORTED THE FOLLOWING BINGO AND RAFFLES LICENSES WERE ISSUED FROM APRIL 13TH, 1959 TO MAY 1ST, 1959:

BINGO LICENSES.

LICENSEE	LICENSE NO.
DOMINICAN FATHERS	1548 (AMENDED)
ST. JOSEPH ROSARY ALTAR SOCIETY	1588
ST. JOSEPH'S CATHOLIC CHURCH	1589
ST. JOSEPH'S CHURCH	1590
ST. MICHAEL'S CHURCH	1593
ST. ANN'S CHURCH	1595
ST. ANN'S EDUCATIONAL CLUB	1596
ST. COLUMBA R. C. CHURCH	1597
ST. MARY'S CHURCH	1600
ST. PETER'S CHAPEL	1601

RAFFLES LICENSES.

LICENSEE	LICENSE NO.
ROSARY ALTAR SOCIETY - SACRED HEART CATHEDRAL	1586
ROSARY ALTAR SOCIETY - SACRED HEART CATHEDRAL	1587
HOLY ROSARY SOCIETY OF MT. CARMEL CHURCH	1591
CAREER GROUP NATIONAL COUNCIL OF JEWISH WOMEN	1592
JR. CHAMBER OF COMMERCE OF NEWARK, NEW JERSEY	1594
ST. MICHAEL'S CENACLE GROUP	1598
ST. MICHAEL'S GUARD OF HONOR	1599

A MOTION TO CONCUR IN THE REPORT WAS MADE BY COUNCILMAN ADDONIZIO, SECONDED BY COUNCILMAN SANTORO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

RELEASES.

NONE.

ADJOURNMENT.

A MOTION TO RECESS THIS MEETING TO 10:30 A.M., MAY 12TH, 1959, WAS MADE BY COUNCILMAN CALLAGHAN, SECONDED BY COUNCILMAN SANTORO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

THIS MEETING RECESSED AT 11:40 P.M.

APPROVED:

HARRY S. REICHENSTEIN
CITY CLERK

MICHAEL A. BONTEMPO
PRESIDENT

A

NEWARK, NEW JERSEY, MAY 12, 1959

THE CITY CLERK ANNOUNCED THIS IS A RECONVENED MEETING RECESSED TO THIS DATE AT THE CLOSE OF THE REGULARLY SCHEDULED MEETING OF MAY 6TH, 1959, WHICH MEETING, BECAUSE OF A LACK OF A QUORUM, WAS RESCHEDULED FOR AND HELD ON MAY 7TH, 1959. AT THE CLOSE OF THE MAY 7TH MEETING, A MOTION TO RECESS TO THIS DATE WAS ADOPTED.

PRESIDENT BONTEMPO CALLED THE MEETING TO ORDER AT 10:30 A.M., AND ASKED FOR ROLL CALL.

PRESENT: COUNCILMEN ADDONIZIO, BRADY, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

ABSENT: COUNCILMEN CALLAGHAN, COOPER, TURNER.

PRESIDENT BONTEMPO ANNOUNCED COUNCILMAN COOPER WAS ABSENT BECAUSE OF ILLNESS.

5-E. THE CITY CLERK ANNOUNCED THE MUNICIPAL COUNCIL HAS CAREFULLY STUDIED THE NEWARK PARKING AUTHORITY'S REQUEST THAT THE CITY OF NEWARK GUARANTEE THE PAYMENT OF INTEREST AND AMORTIZATION OF BONDS TO BE ISSUED BY THE PARKING AUTHORITY IN AN AMOUNT NOT TO EXCEED $5,600,000.00 FOR THE CONSTRUCTION OF THE MILITARY PARK UNDERGROUND GARAGE.

COUNCILMAN GORDON MOVED AND COUNCILMAN MELILLO SECONDED THE MOTION THAT THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK GRANT THE REQUEST AND DOES HEREBY PLEDGE THE CITY OF NEWARK'S CREDIT FOR THIS EXPRESS PURPOSE: AND FURTHER THAT THIS ACTION BE CONTINGENT UPON A SEPARATE AGREEMENT BEING ENTERED INTO BETWEEN THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK AND THE PARKING AUTHORITY AS FOLLOWS:

May 12, 1959

A) THE ABILITY OF THE PARKING AUTHORITY TO SELL SUCH BONDS AT AN INTEREST RATE NOT TO EXCEED 4%.

B) A LEVELED SCHEDULE OF ANNUAL PAYMENTS OF INTEREST AND AMORTIZATION THAT WILL NOT EXCEED AT ANY TIME THE PROJECTED NET RETURN OF $399,000. YEARLY FROM THE GARAGE OPERATION.

C) THAT THE PENDING CONTRACTS FOR THE CONSTRUCTION OF THE GARAGE SHALL BE APPROVED BY THE COUNCIL BEFORE ACCEPTANCE BY THE PARKING AUTHORITY.

D) THAT THE SCHEDULE OF PARKING FEES, OR ANY CHANGES MADE IN THEM, BE DETERMINED AND PRESENTED TO THE COUNCIL FOR APPROVAL.

E) THAT ANY LEASE, CONTRACT OR AGREEMENT ENTERED INTO BY THE PARKING AUTHORITY FOR THE OPERATION OF THE GARAGE AFTER COMPLETION, SHALL BE APPROVED BY THE MUNICIPAL COUNCIL BEFORE SUCH LEASE, CONTRACT OR AGREEMENT IS EXECUTED.

F) THE PARKING AUTHORITY AGREES THAT ANY CHANGE IN CONSTRUCTION PLANS OR ARRANGEMENT FOR EXTRA ADDITIONAL PAYMENTS AND FEES, SHALL BE FORMALLY APPROVED BY THE MUNICIPAL COUNCIL BEFORE APPROVAL BY THE PARKING AUTHORITY OR ITS REPRESENTATIVES.

G) THAT THE PARKING AUTHORITY FORTHWITH MAKE APPLICATION TO THE BOARD OF PUBLIC UTILITY COMMISSIONERS FOR THEIR DETERMINATION BY ORDER, THAT THE ANTICIPATED INCOME FROM THE PARKING FACILITY WILL BE SUFFICIENT TO MAKE THE UTILITY SELF LIQUIDATING WITHIN THE DEFINITION OF R.S. 40:1-79, TO ENABLE THE CITY TO

DEDUCT THESE BONDS OR NOTES FOR THE FINANCING OF THE FACILITY, FROM THE ANNUAL DEBT STATEMENT WITHIN EACH FISCAL YEAR.

H) THAT THE INDENTURE SHALL BE SUBMITTED TO THE MUNICIPAL COUNCIL FOR ITS APPROVAL BEFORE PRINTING.

I) THAT ALL BOND ORDINANCES AND/OR RESOLUTIONS NECESSARY IN CONNECTION WITH THE FINANCING OF THIS FACILITY BE SUBMITTED TO THE MUNICIPAL COUNCIL FOR SUBMISSION TO THE CITY OF NEWARK'S BONDING ATTORNEY FOR APPROVAL.

The City Clerk reported Mr. Louis M. Herrmann had telephoned him late yesterday and said he had been in touch with the principals allegedly interested in this project. Mr. Herrmann had advised them if they had anything further on this matter to take it up with the Parking Authority directly as he did not want to become involved.

President Bontempo remarked this report should be noted in the records so the public might be informed that sufficient opportunity to present a proposal was afforded this gentleman by the Council's action in recessing their meeting.

Councilman Addonizio stated he contacted Mr. Herrmann the day after the meeting to apprise him of what had transpired. He said it had come to his attention that some of the things Mr. Herrmann said were not quite accurate and it would take his principals thirty days to formulate a plan. Councilman Addonizio informed Mr. Herrmann if within the next thirty days he could come up with a concrete offer, it should be submitted to the Parking Authority.

Councilman Brady asserted, before voting he wanted to make it clear that he does not, never did, and never shall subscribe to the contingencies contained in the motion. However, as he was whole-heartedly in favor of this project and for the best interests of the people of the City, he would vote in the affirmative for the pledging of the City's credit.

Councilman Gordon declared he had nothing to add to his statements which he expressed fully at the Municipal Council meeting of May 7th. He wished to repeat that "today is the day of decision".

Councilman Santoro stated he had approved deferment to give this individual an opportunity to submit a private offer and had stated he would not go beyond this date for further deferment or delay. He said his interest in building this project in the City of Newark is the same as the rest of the Council. Since the offer has not come through, Councilman Santoro said he would vote in the affirmative on the motion and any further proposal would have to be submitted directly to the Parking Authority.

Councilman Addonizio asserted it is only because of the contingencies in the motion that he is voting for the pledging of the City's credit. He remarked he is very reluctant to delegate any of the powers that were placed in him by the people.

Councilman Brady remarked the Municipal Council has delegated this authority by

State Statute to a group of business and professional men in this community and since this responsibility has been placed in them, he does not propose, as a member of the governing body, to try in any manner to take it away from them.

President Bontempo declared he had originally been opposed to the Mayor making the appointments to the Parking Authority, as he felt they should have been made by the Municipal Council. He pointed out the Council had approved the creation of this Authority and they should continue to support them and give them the necessary tools to work with. President Bontempo felt the Municipal Council should back up the Parking Authority, which consists of responsible men. He felt the creation of this underground parking project would be a great incentive to business and that it was time the City of Newark contributed something to the business people who pay so much in taxes.

The motion offered by Councilman Gordon, seconded by Councilman Melillo was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Gordon, Melillo, Santoro, President Bontempo.

The City Clerk reported that Councilman Callaghan had telephoned and expressed his regret at his inability to be present at this meeting. Councilman Callaghan said he would like to be recorded as voting in opposition to this motion.

Councilman Brady, on a Point of Order, remarked that no individual can cast his vote by proxy.

The City Clerk announced that Mr. George Kesselhaut, Counsel for the Parking Authority, had requested him to inform the Council that the Parking Authority had not heard from Mr. Berison as of this morning.

A motion to adjourn this meeting was made by Councilman Addonizio, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Gordon, Melillo, Santoro, President Bontempo.

This meeting adjourned at 10:55 A.M.

Approved:

Harry S. Reichenstein	Michael A. Bontempo
City Clerk	President

P

NEWARK, NEW JERSEY, MAY 20, 1959

A REGULARLY SCHEDULED MEETING OF THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, WAS HELD ON THE ABOVE DATE IN THE COUNCIL CHAMBER, CITY HALL, NEWARK, NEW JERSEY, AT 8:00 P. M.

THE AUDIENCE AROSE FOR THE NATIONAL ANTHEM.

THE PRAYER WAS OFFERED BY REVEREND WILLIAM J. HALLIWELL, PASTOR, ST. ALOYSIUS R. C. CHURCH.

PRESIDENT BONTEMPO CALLED THE MEETING TO ORDER AND ASKED FOR ROLL CALL.

PRESENT: COUNCILMEN ADDONIZIO, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO, ACTING CITY CLERK ELIZABETH F. SWEENEY, ACTING CLERK OF THE COUNCIL; SERGEANT ALEXANDER I. GRAMBOR, SERGEANT-AT-ARMS.

ABSENT: COUNCILMEN BRADY, COOPER.

PRESIDENT BONTEMPO ANNOUNCED COUNCILMAN COOPER WAS CONFINED TO HER HOME BECAUSE OF ILLNESS AND COUNCILMAN BRADY HAD INFORMED HIM HE WOULD BE UNABLE TO BE PRESENT THIS EVENING BECAUSE OF AN IMPORTANT COMMITMENT.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

4-A. THE ACTING CITY CLERK PRESENTED COPY OF MINUTES OF CIVIL DEFENSE AND DISASTER CONTROL COUNCIL MEETING OF APRIL 21, 1959.

A MOTION THAT THE MINUTES BE RECEIVED AND PLACED ON FILE WAS MADE BY COUNCILMAN ADDONIZIO, SECONDED BY COUNCILMAN CALLAGHAN AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

4-B. THE ACTING CITY CLERK PRESENTED REPORT OF DIVISION OF BUILDINGS, DEPARTMENT OF HEALTH AND WELFARE FOR THE MONTH OF APRIL, 1959.

A MOTION THAT THE REPORT BE RECEIVED AND PLACED ON FILE WAS MADE BY COUNCILMAN MELILLO, SECONDED BY COUNCILMAN SANTORO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

4-C. THE ACTING CITY CLERK PRESENTED COPY OF MINUTES OF MEETING OF BOARD OF ADJUSTMENT HELD APRIL 28, 1959.

A MOTION THAT THE MINUTES BE RECEIVED AND PLACED ON FILE WAS MADE BY COUNCILMAN CALLAGHAN, SECONDED BY COUNCILMAN TURNER AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

4-D. THE ACTING CITY CLERK PRESENTED REPORT OF MUNICIPAL COURT, PARTS 1, 2, 5 AND 6, FOR THE MONTH OF APRIL, 1959.

A MOTION THAT THE REPORT BE RECEIVED AND PLACED ON FILE WAS MADE BY COUNCILMAN

Melillo, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-e. The Acting City Clerk presented REPORT OF IVY HAVEN NURSING HOME, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTH OF APRIL, 1959.

A motion that the report be received and placed on file was made by Councilman Addonizio, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-f. The Acting City Clerk presented REPORT ENTITLED "CHANNEL IMPROVEMENT PROGRAM FOR 1959-1960 AT THE NEW YORK-NEW JERSEY PORT", DATED APRIL, 1959, SUBMITTED BY THE PORT OF NEW YORK AUTHORITY.

A motion that the report be received and placed on file was made by Councilman Santoro, seconded by Councilman Turner and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-g. The Acting City Clerk presented ANNUAL REPORT OF INSURANCE FUND COMMISSION, FOR THE YEAR 1958.

A motion that the report be received and placed on file was made by Councilman Santoro, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-h. The Acting City Clerk presented ANNUAL REPORT OF DIVISION OF WATER ACCOUNTS, FOR THE YEAR 1958.

A motion that the report be received and placed on file was made by Councilman Turner, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-i. The Acting City Clerk presented ANNUAL REPORT OF DEPARTMENT OF PUBLIC WORKS, FOR THE YEAR 1958.

A motion that the report be received and placed on file was made by Councilman Melillo, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-j. The Acting City Clerk presented BUDGETARY STATEMENT SHOWING CONDITION OF ACCOUNTS FOR THE VARIOUS BUREAUS FOR THE FIRST FOUR MONTHS OF 1959, SUBMITTED BY DIRECTOR

OF FINANCE.

A motion that the statement be received and placed on file was made by Councilman Santoro, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-k. The Acting City Clerk presented FIRST INTERIM REPORT ENTITLED "NEWARK URBAN RENEWAL PLAN", DATED APRIL, 1959, SUBMITTED BY THE CENTRAL PLANNING BOARD OF NEWARK, NEW JERSEY.

A motion that the report be received and placed on file was made by Councilman Callaghan, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-l. The Acting City Clerk presented REPORT OF CITY CLERK, FOR THE MONTH OF APRIL, 1959.

A motion that the report be received and placed on file was made by Councilman Addonizio, seconded by Councilman Turner and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-m. The Acting City Clerk presented REPORT OF MUNICIPAL COURT, PART 5, FOR THE MONTH OF MARCH, 1959.

A motion that the report be received and placed on file was made by Councilman Gordon, seconded by Councilman Callaghan and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-n. The Acting City Clerk presented REPORT OF RECEIPTS AND DISBURSEMENTS, DEPARTMENT OF FINANCE, FOR THE MONTH OF APRIL, 1959.

A motion that the report be received and placed on file was made by Councilman Callaghan, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-o. The Acting City Clerk presented REPORT FROM DIVISION OF CENTRAL PURCHASE IN CONNECTION WITH ITEMS PURCHASED WITHOUT BIDS AND IN EXCESS OF $1,000.00 DURING THE MONTH OF MARCH, 1959.

A motion that the report be received and placed on file was made by Councilman Melillo, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

MAY 20, 1959

PRESIDENT BONTEMPO REQUESTED THE AUDIENCE TO RISE AND OBSERVE A MINUTE OF SILENCE IN MEMORY OF THE LATE CARL HOLDERMAN, NEW JERSEY STATE COMMISSIONER OF LABOR, WHO HAD PASSED AWAY TODAY.

PENDING BOARD OF ADJUSTMENT APPLICATIONS.

4-A-1. THE ACTING CITY CLERK READ APPLICATION OF STANLEY CO., OF AMERICA, INC., OWNER; FOR THE ESTABLISHMENT OF A CHURCH IN A BUILDING NOT ORIGINALLY CONSTRUCTED FOR CHURCH PURPOSES; SAID CHURCH PROVIDING NO OFF-STREET PARKING FACILITIES, IN 3RD RESIDENCE AND 2ND BUSINESS DISTRICTS; ON PREMISES 505 CENTRAL AVENUE.

(VOTE OF BOARD OF ADJUSTMENT 5-0. 1 OBJECTOR)

(PUBLIC HEARING CLOSED)

A MOTION TO CONCUR IN THE RECOMMENDATIONS OF THE BOARD OF ADJUSTMENT WAS MADE BY COUNCILMAN CALLAGHAN, SECONDED BY COUNCILMAN TURNER AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

4-A-2. THE ACTING CITY CLERK READ APPLICATION OF P. & L. REALTY CO., OWNER; FOR RE-CONSTRUCTION OF GASOLINE STATION HAVING A TWO-BAY LUBRITORIUM IN A 1ST RESIDENCE DISTRICT; ON PREMISES 695-697 IRVINGTON AVENUE; SUCH USE TO BE LIMITED TO THE PERIOD ENDING TEN YEARS FROM DATE HEREOF.

(VOTE OF BOARD OF ADJUSTMENT 5-0. 25 OBJECTORS)

(PUBLIC HEARING CLOSED)

A MOTION TO CONCUR IN THE RECOMMENDATIONS OF THE BOARD OF ADJUSTMENT WAS MADE BY COUNCILMAN TURNER, SECONDED BY COUNCILMAN GORDON.

COUNCILMAN ADDONIZIO REMARKED HE WAS VOTING IN THE NEGATIVE ON THIS APPLICATION SINCE HE FELT THE PROPERTY RIGHTS OF INDIVIDUALS SHOULD BE PROTECTED. HE POINTED OUT THIS WAS ONE OF MANY INSTANCES WHERE NEIGHBORING COMMUNITIES HAD NOT KEPT THEIR PLEDGE WITH THE CITY OF NEWARK. HE ADDED THAT SUPERMARKETS AND A SHOPPING CENTER HAD BEEN CONSTRUCTED IN THIS AREA WHICH BORDERED ON RESIDENTIAL NEIGHBORHOODS IN THE CITY OF NEWARK. COUNCILMAN ADDONIZIO FELT THERE SHOULD BE AN AGENCY ON THE COUNTY LEVEL TO ARBITRATE IN CASES SUCH AS THIS.

COUNCILMAN CALLAGHAN REMARKED THIS MATTER HAD APPEARED BEFORE THE COUNCIL THREE TIMES, HE HAD OPPOSED IT ON TWO OCCASIONS AND WILL OPPOSE IT THIS EVENING.

COUNCILMAN GORDON SAID HE HAD REQUESTED DEFERMENT ON THIS APPLICATION AT THE LAST MEETING OF THE MUNICIPAL COUNCIL BECAUSE IT HAD BEEN BROUGHT TO HIS ATTENTION THAT A PORTION OF THIS LAND WAS IN MAPLEWOOD. HE STATED THE COUNCIL RECEIVED A LETTER FROM THE ATTORNEY FOR THE APPLICANT YESTERDAY ADVISING THAT THE APPLICANT HAS NO INTENTION OF INCREASING THE USE OF THIS PROPERTY EITHER HERE OR IN MAPLEWOOD. HE REQUESTED THIS LETTER BE READ INTO THE RECORD.

THE ACTING CITY CLERK READ, IN FULL, THE LETTER RECEIVED FROM MR. SAMUEL

Weitzman, attorney for the applicant.

Councilman Callaghan asserted he wished the record to indicate there were three traffic reports from the traffic engineer, one of which indicated the disapproval of the traffic engineer of this application. Councilman Callaghan remarked he felt the Mayor should determine why the traffic engineer would make two different reports for this one application.

Councilman Turner pointed out the necessity of increasing ratables for the City. He said he had visited this location and found it to be in very poor condition. He was of the opinion after the property is improved and rebuilt, the people in the area will be very content with the improvement.

President Bontempo declared he was opposed to this application prior to the building of the supermarket in this area. He pointed out Maplewood had permitted many businesses in this area, including gasoline stations, and many of these were open on Sundays. He added it was unfair to the applicant to permit competitors in the same area to have better stations than he has. President Bontempo further felt the applicant's reconstruction will be an improvement for the entire neighborhood and he said he was voting in the best interest of all of the people of the City of Newark.

The motion to concur in the recommendations of the Board of Adjustment was adopted by the following votes:

Yes: Councilmen Gordon, Melillo, Santoro, Turner, President Bontempo.

No: Councilmen Addonizio, Callaghan.

4-A-3. The Acting City Clerk read APPLICATION OF PAULINE DISPENSIERE (HEIRS OF J. & E. MISURIELLO, OWNERS); FOR THE ESTABLISHMENT OF A CHURCH IN A BUILDING NOT CONSTRUCTED FOR CHURCH PURPOSES; OFF-STREET PARKING IS NOT PROVIDED, IN A 3RD RESIDENCE DISTRICT; ON PREMISES 47-49 CAMDEN STREET.

(Vote of Board of Adjustment 4-0. No objectors)

(Public Hearing closed)

(Staff Report submitted to each Member of the Council)

A motion to concur in the recommendations of the Board of Adjustment was made by Councilman Melillo, seconded by Councilman Turner and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-A-4. The Acting City Clerk read APPLICATION OF LEO MATZNER, OWNER; FOR THE ERECTION OF A BUILDING FOR THE STORAGE OF BUILDING CONTRACTORS TOOLS & EQUIPMENT & 2 TRUCKS AND EXCEEDING FRONT YARD AND SIDE YARD REQUIREMENTS IN A 3RD RESIDENCE DISTRICT; ON PREMISES 136-138 CAMDEN STREET.

(Vote of Board of Adjustment 3-2. No objectors)

(Public Hearing closed)

A motion to concur in the recommendations of the Board of Adjustment was made by Councilman Turner, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-A-5. The Acting City Clerk read APPLICATION OF SIDNEY STEINER, OWNER; FOR THE ESTABLISHMENT OF A PRIVATE AUTOMOBILE PARKING STATION FOR CUSTOMERS AND EMPLOYEES OF CATERER LOCATED AT 709-715 CLINTON AVENUE, IN A 1ST RESIDENCE DISTRICT; ON PREMISES 877-879 SOUTH 13TH STREET.

(Vote of Board of Adjustment 5-0. 5 objectors)

(Public Hearing closed)

A motion to concur in the recommendations of the Board of Adjustment was made by Councilman Santoro, seconded by Councilman Turner and adopted by the following votes:

Yes: Councilmen Gordon, Melillo, Santoro, Turner, President Bontempo.

No: Councilmen Addonizio, Callaghan.

BOARD OF ADJUSTMENT APPLICATIONS.

4-A-6. The Acting City Clerk read APPLICATION OF JOSEPH CIFELLI (LOUIS SMITH, OWNER); FOR THE ESTABLISHMENT OF AUTOMOBILE REPAIR SHOP INCLUDING BODY AND FENDER WORK AND SPOT PAINTING IN A 2ND BUSINESS DISTRICT; ON PREMISES 583-585 SOUTH ORANGE AVENUE.

(Vote of Board of Adjustment 4-1. No objectors)

The Acting City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Melillo, seconded by Councilman Callaghan and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-A-7. The Acting City Clerk read APPLICATION OF CARL, TONY & ANTHONY SCANNELLA, OWNERS; FOR CONVERSION OF A BUILDING CONTAINING FOUR STORES TO A BUILDING CONTAINING FIVE STORES IN A 3RD RESIDENCE DISTRICT; ON PREMISES 673-675 CLINTON AVENUE.

(Vote of Board of Adjustment 5-0. 1 objector)

The Acting City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Gordon, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-A-8. The Acting City Clerk read APPLICATION OF CLEON H. FISHER (ESTATE OF WILLIAM H. FISHER, OWNER); FOR RENEWAL OF PERMIT FOR GASOLINE STATION AND LUBRITORIUM IN A 2ND BUSINESS DISTRICT; ON PREMISES 292-296 CLINTON PLACE; SUCH USE TO BE LIMITED TO THE PERIOD OF TEN YEARS ENDING MAY 8, 1969.

(Vote of Board of Adjustment 5-0. No objectors)

The Acting City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Melillo, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

REPORTS OF COMMITTEES.

5-A. COUNCIL COMMITTEE TO STUDY THE FAULKNER ACT.

(Councilmen Santoro, Brady, Callaghan)

Chairman Santoro reported progress. A meeting of the Committee is scheduled for Friday, May 22nd, 1959, at 4:00 P.M.

A motion to accept the report was made by Councilman Gordon, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-B. COUNCIL STUDY COMMITTEE FOR REVISION AND AMENDMENT OF THE CODE.

(Councilmen Gordon, Addonizio, Cooper)

Chairman Gordon reported progress.

A motion to accept the report was made by Councilman Melillo, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-F. COUNCIL COMMITTEE TO STUDY REGULATIONS AND PROCEDURES FOR EMPLOYEES.

(Councilmen Santoro, Cooper, Melillo)

Chairman Santoro reported progress.

A motion to accept the report was made by Councilman Addonizio, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-G. COUNCIL COMMITTEE TO STUDY POSSIBILITY OF BROADENING TAX REVENUE AND NEW SOURCE OF REVENUE.

(Councilmen Melillo, Callaghan, Cooper)

Chairman Melillo reported progress.

A motion to accept the report was made by Councilman Addonizio, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-H. COUNCIL COMMITTEE TO STUDY THE CIVILIAN DEFENSE SET-UP.

(Councilmen Addonizio, Cooper, Gordon)

Chairman Addonizio reported progress.

A motion to accept the report was made by Councilman Santoro, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-I. COUNCIL COMMITTEE TO STUDY AND RECOMMEND A POLICY RELATIVE TO CELEBRATION AND HOLIDAY EXPENDITURES.

(Councilmen Melillo, Callaghan, Cooper)

Chairman Melillo reported progress.

A motion to accept the report was made by Councilman Addonizio, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-J. COUNCIL COMMITTEE TO WORK IN CONJUNCTION WITH MELVIN SPITZ CHAPTER NO. 3 DISABLED WAR VETERANS TO MEMORIALIZE THE NAME OF THE LATE MARINE SERGEANT JOHN BASILONE.

(Councilmen Brady, Gordon, Santoro)

In the absence of Chairman Brady, Councilman Gordon reported progress.

A motion to accept the report was made by Councilman Santoro, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-K. COUNCIL COMMITTEE TO STUDY CORRECTIVE LEGISLATION FOR BETTER REPRESENTATION FOR THE CITY OF NEWARK ON THE PASSAIC VALLEY SEWERAGE COMMISSION.

(Councilmen Addonizio, Brady, Gordon)

Chairman Addonizio reported progress. A meeting has been scheduled for 12 Noon, Thursday, May 21st, 1959. Chairman Addonizio remarked this meeting has been called to study Mayor Carlin's report. A full report will be submitted to the Council in the near future.

A motion to accept the report was made by Councilman Melillo, seconded by

Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan,Gordon, Melillo, Santoro, Turner, President Bontempo.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Bontempo called for ordinances on first reading.

6-F-a. The Acting City Clerk read AN ORDINANCE TO AUTHORIZE THE GRADING, CURBING, PAVING AND OTHER IMPROVEMENT OF A PORTION OF DELANCY STREET, AS A LOCAL IMPROVEMENT, AND TO PROVIDE FOR THE FINANCING OF THE COST THEREOF BY AN APPROPRIATION FROM THE CAPITAL IMPROVEMENT FUND.

(Copy of ordinance and forwarding letter from Mr. Rinaldi submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Gordon, seconded by Councilman Turner and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 3rd, 1959.

The Acting City Clerk stated the following ordinance, which did not appear on the printed Calendar, was directed to be added thereto by motion of the Municipal Council at their conference held May 19th, 1959.

6-F-b. The Acting City Clerk read AN ORDINANCE TO AMEND PARAGRAPH 2 OF SEC. 36.6- FOURTH RESIDENCE DISTRICT REGULATIONS - OF CHAPTER 36, ZONING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED AND SUPPLEMENTED.

(This ordinance would permit the use of a convalescent and nursing home in a 4th Residential District)

(Copy of ordinance forwarded to the Central Planning Board for study and recommendation)

A motion to adopt the ordinance on first reading was made by Councilman Melillo, seconded by Councilman Turner.

Councilman Gordon remarked he would have to abstain from voting since he is the Council representative on the Planning Board to which this ordinance will be referred for approval. He pointed out some citizen might attack this ordinance, using his affirmative vote as the basis for the attack.

The motion to adopt the ordinance on first reading was adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Melillo, Santoro, Turner, President

BONTEMPO.

NOT VOTING: COUNCILMAN GORDON.

PRESIDENT BONTEMPO: THE YESES ARE SIX AND ONE NOT VOTING. THIS ORDINANCE IS DECLARED ADOPTED ON FIRST READING AND THE ACTING CITY CLERK IS HEREBY AUTHORIZED AND DIRECTED TO ADVERTISE SAID ORDINANCE AND GIVE PUBLIC NOTICE OF ITS INTRODUCTION AND PASSAGE ON FIRST READING AS PROVIDED BY LAW. THIS ORDINANCE WILL COME UP FOR A PUBLIC HEARING AND BE CONSIDERED FOR FURTHER ACTION ON JUNE 3RD, 1959.

THE ACTING CITY CLERK STATED THERE ARE TWO ADDITIONAL ORDINANCES WHICH THE COUNCIL, BY MOTION, HAVE DIRECTED BE PLACED ON FIRST READING AT THIS MEETING AND WHICH WILL BE LISTED AS 6-F-C. AND 6-F-D. THESE TWO ORDINANCES ARE BASED ON TWO MOTIONS, 7-M-A. AND 7-M-B. THE ACTING CITY CLERK REQUESTED THE MUNICIPAL COUNCIL TO VOTE ON THESE MOTIONS BEFORE ACTING ON THE ORDINANCES.

7-M-A. A MOTION THAT THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK DOES HEREBY PLEDGE THE CREDIT OF THE CITY OF NEWARK TO GUARANTEE TEMPORARY FINANCING FOR THE CONSTRUCTION OF THE MILITARY PARK UNDERGROUND GARAGE PROJECT; AUTHORIZING THE PARKING AUTHORITY TO PREPARE THE NECESSARY ORDINANCE WHICH SHALL INCLUDE A LIMIT FOR TEMPORARY NOTES OR BONDS IN AN AMOUNT NOT TO EXCEED $5,600,000.00 AT AN INTEREST RATE NOT TO EXCEED 4% PER ANNUM; WITH THE PROVISION THAT AMORTIZATION OF $399,000.00 PER ANNUM FOR PRINCIPAL AND INTEREST BE ELIMINATED FROM THIS ORDINANCE, WAS MADE BY COUNCILMAN MELILLO, SECONDED BY COUNCILMAN GORDON AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

NO: COUNCILMAN CALLAGHAN.

7-M-B. A MOTION AUTHORIZING THE CORPORATION COUNSEL TO PREPARE AN ORDINANCE LEASING TO THE PARKING AUTHORITY FACILITIES AT MILITARY PARK FOR UNDERGROUND PARKING, SAID LEASE TO INCORPORATE THEREIN A REFERENCE TO THE CONTRACT CONTAINED IN THE MOTION ADOPTED BY THE MUNICIPAL COUNCIL AT THEIR MEETING OF MAY 12, 1959 AS IT DEALS WITH THE MILITARY PARK UNDERGROUND GARAGE; SAID LEASE TO RUN FOR A PERIOD NOT TO EXCEED FIFTY YEARS, THE CONSIDERATION TO BE $1.00 AND OTHER GOOD AND VALUABLE CONSIDERATIONS, WAS MADE BY COUNCILMAN MELILLO, SECONDED BY COUNCILMAN GORDON AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

NO: COUNCILMEN ADDONIZIO, CALLAGHAN.

6-F-C. THE ACTING CITY CLERK READ AN ORDINANCE PROVIDING FOR GUARANTY BY THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, OF PRINCIPAL OF AND INTEREST ON $5,600,000 SHORT-TERM BONDS OF THE PARKING AUTHORITY OF THE CITY OF NEWARK.

A MOTION TO ADOPT THE ORDINANCE ON FIRST READING WAS MADE BY COUNCILMAN MELILLO, SECONDED BY COUNCILMAN GORDON.

Councilman Callaghan stated he did not have a copy of this ordinance and did not have an opportunity to study it.

Councilman Santoro stated at the conference of the Municipal Council, held yesterday, he had moved that a special conference be held at 5:00 P.M. today to discuss these two ordinances which would be presented to the Council.

President Bontempo remarked the two ordinances had been discussed at the special conference held by the Municipal Council prior to this public meeting.

The motion to adopt the ordinance on first reading was adopted by the following votes:

Yes: Councilmen Addonizio, Gordon, Melillo, Santoro, Turner, President Bontempo.

No: Councilman Callaghan.

President Bontempo: The yeses are six and the no is one. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 3rd, 1959.

6-F-d. The Acting City Clerk read AN ORDINANCE PROVIDING FOR LOCATION OF A TRAFFIC CENTER IN THE SUBSURFACE OF MILITARY PARK AND THE LEASING THEREOF TO THE PARKING AUTHORITY OF THE CITY OF NEWARK FOR CONSTRUCTION OF AN UNDERGROUND GARAGE, PROVIDED THAT THE SURFACE OF THE LAND SHALL BE USED FOR PARK PURPOSES.

A motion to adopt the ordinance on first reading was made by Councilman Melillo, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Gordon, Melillo, Santoro, Turner, President Bontempo.

No: Councilman Callaghan.

President Bontempo: The yeses are six and the no is one. This ordinance is declared adopted on first reading and the Acting City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 3rd, 1959.

PUBLIC HEARING ON ORDINANCES AS ADVERTISED.

6-Ph-a. The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, this being the date and time set therefor.

AN ORDINANCE TO SUPPLEMENT ARTICLE XII OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That Article XII of the Revised Ordinances of The City of Newark, New Jersey, 1951, be and the same is hereby amended by the addition of the following section, to wit:

Section 8.167.1 Hospitals, charitable, religious and educational institutions are excepted from payment of fees for licenses to conduct restaurants and cigar stands, when conducted on the premises of the institutions, effective February 1, 1959.

Any blind persons declared to be legally blind under the rules and regulations of the New Jersey State Commission for the Blind who conduct restaurant and cigar stands are likewise excepted from payment of license fees therefor, effective February 1, 1959.

2. This ordinance shall take effect upon final passage and publication in accordance with the law.

President Bontempo called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

No one appearing, President Bontempo entertained the motion that the hearing in this matter be closed and a motion to close the hearing was made by Councilman Melillo, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

6-Ph-b. The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, this being the date and time set therefor.

AN ORDINANCE APPROPRIATING $5,000. FROM CAPITAL IMPROVEMENT FUND FOR THE ELECTRICAL WORK REQUIRED ON THE FIRST FLOOR OF THE CITY HALL TO PERMIT THE INSTALLATION OF REMINGTON RAND TABULATING MACHINES, AND WORK INCIDENTAL THERETO, IN THE TAX DIVISION OF THE DEPARTMENT OF REVENUE.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That there is hereby appropriated from the Capital Improvement Fund the sum of $5,000. for Electrical Work required on the first floor of the City Hall to permit the installation of Remington Rand tabulating machines, and work incidental thereto, in the Tax Division of the Department of Revenue.

This ordinance shall take effect upon final passage and publication as by law provided.

President Bontempo called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

No one appearing, President Bontempo entertained the motion that the hearing in

this matter be closed and a motion to close the hearing was made by Councilman Melillo, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

6-Ph-c. The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, this being the date and time set therefor.

AN ORDINANCE APPROPRIATING THE SUM OF $37,000.00 FOR THE INSTALLATION OF MECHANICAL ELEVATOR FILES SYSTEM IN THE RECORD BUREAU OF THE DEPARTMENT OF POLICE, INCLUDING MICRO-FILMING OF PRESENT RECORDS REQUIRED FOR THE INITIAL OPERATION OF THE SYSTEM.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. There is hereby appropriated from the Capital Improvement Fund the sum of $37,000.00 for the installation of mechanical elevator files system in the record bureau of the Department of Police, including micro-filming of present records required for the initial operation of the system.

2. This ordinance shall take effect upon adoption and publication and in accordance with law.

President Bontempo called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

No one appearing, President Bontempo entertained the motion that the hearing in this matter be closed and a motion to close the hearing was made by Councilman Gordon, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

6-Ph-d. The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, this being the time set therefor.

AN ORDINANCE APPROPRIATING THE SUM OF THIRTY THREE THOUSAND FIVE HUNDRED AND FORTY DOLLARS ($33,540.00) FROM THE CAPITAL IMPROVEMENT FUND FOR THE PURCHASE AND INSTALLATION OF ACCOUNTING MACHINES AND CHECK SIGNING MACHINES REQUIRED BY THE PAYROLL DIVISION, - DEPARTMENT OF FINANCE, TO REPLACE OBSOLETE MACHINES IN USE FOR THE PERIOD OF TEN YEARS.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1: The sum of $33,540.00 is hereby appropriated from the Capital Improvement Fund for purchase and installation of three (3) "Payroll System" machines, Class 142, required by the Payroll Division, and two (2) Model 31, Blue Streak check signing machines with automatic feed.

2: This ordinance shall take effect upon final adoption and publication as

PROVIDED BY LAW.

President Bontempo called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

No one appearing, President Bontempo entertained the motion that the hearing in this matter be closed and a motion to close the hearing was made by Councilman Santoro, seconded by Councilman Turner and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

6-Ph-e. The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, this being the date and time set therefor.

AN ORDINANCE APPROPRIATING THE SUM OF SIX THOUSAND ($6,000) DOLLARS FROM THE CAPITAL IMPROVEMENT FUND FOR PLUMBING AND ELECTRICAL WORK FOR THE PREPARATION OF A ROOM IN THE BASEMENT OF THE CITY HALL ANNEX BUILDING, TO BE USED FOR THE INSTALLATION OF TELEPHONE EQUIPMENT FOR THE DEPARTMENT OF POLICE.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. The sum of One Thousand ($1,000) Dollars for plumbing work and the sum of Five Thousand ($5,000) Dollars for electrical work is hereby appropriated from the Capital Improvement Fund for the preparation of a room in the basement of the City Hall Annex Building, to be used for the installation of telephone equipment for the Department of Police.

2. This ordinance shall take effect upon final adoption and publication as provided by law.

President Bontempo called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

No one appearing, President Bontempo entertained the motion that the hearing in this matter be closed and a motion to close the hearing was made by Councilman Turner, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

6-Ph-f. The Acting City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, this being the date and time set therefor.

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE PROVIDING FOR THE VACATION OF AND IN ALL THAT PART OF EMPIRE STREET, EXTENDING FROM THE STATE HIGHWAY ROUTE 22 EASTERLY APPROACH RAMP TO A POINT 475 FEET, MORE OR LESS, EASTERLY AND FOR THE VACATION, RELEASE AND EXTINGUISHMENT OF THE PUBLIC RIGHTS, IF ANY, OF AND IN ALL THAT PART OF EMPIRE STREET, EXTENDING FROM SAID POINT EASTERLY TO NEW JERSEY RAILROAD AVENUE, ALL

AS LAID OUT 60 FEET IN WIDTH ON A MAP ENTITLED "MAP OF PROPERTY OF THE WAVERLY LAND COMPANY AT WAVERLY, N. J." AND ON A MAP ENTITLED "MAP OF PROPERTY BELONGING TO THOMAS JOHNSON, SURVEYED BY THOMPSON AND COMPANY, 1873"." BEARING NO. 6S & FB, ADOPTED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK ON THIRD READING AND FINAL PASSAGE ON JANUARY 7, 1959; CORRECTING ERRORS IN DESCRIPTION OF THAT PART OF EMPIRE STREET INTENDED TO BE VACATED THEREBY SO THAT THE SAME SHALL READ AND PROVIDE AS FOLLOWS:

AN ORDINANCE PROVIDING FOR THE VACATION OF AND IN ALL THAT PART OF EMPIRE STREET, EXTENDING FROM THE STATE HIGHWAY ROUTE 22 EASTERLY APPROACH RAMP AT FRELINGHUYSEN AVENUE TO A POINT 475 FEET, MORE OR LESS, EASTERLY AND FOR THE VACATION, RELEASE AND EXTINGUISHMENT OF THE PUBLIC RIGHTS, IF ANY, OF AND IN ALL THAT PART OF EMPIRE STREET, EXTENDING FROM SAID POINT EASTERLY TO NEW JERSEY RAILROAD AVENUE, ALL AS LAID OUT 60 FEET IN WIDTH ON A MAP ENTITLED "MAP OF PROPERTY OF THE WAVERLY LAND COMPANY AT WAVERLY, N. J." AND ON A MAP ENTITLED "MAP OF PROPERTY BELONGING TO THOMAS JOHNSON, SURVEYED BY THOMPSON AND COMPANY, 1873".

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. THAT ALL THAT PART OF EMPIRE STREET, EXTENDING FROM THE STATE HIGHWAY ROUTE 22 EASTERLY APPROACH RAMP AT FRELINGHUYSEN AVENUE TO A POINT 475 FEET, MORE OR LESS, EASTERLY SHALL BE VACATED AS A PUBLIC STREET OR HIGHWAY AND THAT ALL THAT PART OF EMPIRE STREET, EXTENDING FROM SAID POINT EASTERLY TO NEW JERSEY RAILROAD AVENUE, SHALL BE VACATED AS A PUBLIC STREET OR HIGHWAY AND THE PUBLIC RIGHTS, IF ANY, THEREIN BE RELEASED AND EXTINGUISHED, ALL AS LAID OUT 60 FEET IN WIDTH ON A MAP ENTITLED "MAP OF PROPERTY OF THE WAVERLY LAND COMPANY AT WAVERLY, N. J." AND ON A MAP ENTITLED "MAP OF PROPERTY BELONGING TO THOMAS JOHNSON, SURVEYED BY THOMPSON AND COMPANY, 1873", RESERVING, HOWEVER, TO THE CITY OF NEWARK WITH RESPECT TO A 15 FOOT STRIP OF LAND THE SOUTHERLY LINE OF WHICH IS PARALLEL TO AND DISTANT 16.50 FEET MEASURED NORTHERLY AT RIGHT ANGLES FROM THE SOUTHERLY LINE OF THE ABOVE DESCRIBED EMPIRE STREET TO BE VACATED AND EXTENDING FROM THE STATE HIGHWAY ROUTE 22 EASTERLY APPROACH RAMP AT FRELINGHUYSEN AVENUE TO A POINT 415 FEET, MORE OR LESS, EASTERLY, THENCE ANGLING SOUTHEASTERLY SO THAT THE NORTHEASTERLY LINE OF THE ABOVE DESCRIBED 15 FOOT STRIP INTERSECTS THE SOUTHERLY LINE OF EMPIRE STREET AT A POINT 470 FEET, MORE OR LESS, FROM THE AFORESAID STATE HIGHWAY ROUTE 22 EASTERLY APPROACH RAMP AT FRELINGHUYSEN AVENUE, THE RIGHT TO ENTER UPON THE ABOVE DESCRIBED 15 FOOT STRIP FOR THE PURPOSE OF RELAYING, REBUILDING, RECONSTRUCTING OR MAINTAINING THE SEWER MAINS, THEIR MANHOLES AND APPURTENANCES NOW LAID WITHIN THE LINES OF THE ABOVE DESCRIBED 15 FOOT STRIP AND THE RIGHT TO ENTER UPON THE DESCRIBED 15 FOOT STRIP FOR THE PURPOSE OF LAYING, RELAYING, REBUILDING, RECONSTRUCTING OR MAINTAINING ADDITIONAL SEWER MAINS, THEIR MANHOLES AND APPURTENANCES.

THE ERECTION, CONSTRUCTION OR PLACING OF ANY BUILDING, VAULT OR STRUCTURE UPON OR WITHIN THE ABOVE DESCRIBED 15 FOOT STRIP WHICH WILL INTERFERE WITH THE LAYING, RELAYING, REBUILDING, RECONSTRUCTING OR MAINTAINING OF EXISTING OR ADDITIONAL SEWER MAINS,

their manholes and appurtenances, is prohibited and contrary to the provisions of this ordinance.

All as shown on a map prepared under the direction of this Council, which map is hereto attached and made a part hereof and a copy of which map is on file in the office of the Chief Engineer, Department of Public Works, known and designated as Map No. 1550-V, dated November 21, 1958.

Under and by virtue of the provisions of Section 40:67-1 (b) of the Revised Statutes of New Jersey, 1937.

President Bontempo called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

No one appearing, President Bontempo entertained the motion that the hearing in this matter be closed and a motion to close the hearing was made by Councilman Addonizio, seconded by Councilman Turner and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Bontempo called for ordinances on second reading and final passage.

6-S & F-a. The Acting City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage:

AN ORDINANCE TO SUPPLEMENT ARTICLE XII OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951.

A motion to adopt the ordinance on second reading and final passage was made by Councilman Melillo, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-b. The Acting City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage:

AN ORDINANCE APPROPRIATING $5,000. FROM CAPITAL IMPROVEMENT FUND FOR THE ELECTRICAL WORK REQUIRED ON THE FIRST FLOOR OF THE CITY HALL TO PERMIT THE INSTALLATION OF REMINGTON RAND TABULATING MACHINES, AND WORK INCIDENTAL THERETO, IN THE TAX DIVISION OF THE DEPARTMENT OF REVENUE.

A motion to adopt the ordinance on second reading and final passage was made

by Councilman Melillo, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-c. The Acting City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage:

AN ORDINANCE APPROPRIATING THE SUM OF $37,000.00 FOR THE INSTALLATION OF MECHANICAL ELEVATOR FILES SYSTEM IN THE RECORD BUREAU OF THE DEPARTMENT OF POLICE, INCLUDING MICRO-FILMING OF PRESENT RECORDS REQUIRED FOR THE INITIAL OPERATION OF THE SYSTEM.

A motion to adopt the ordinance on second reading and final passage was made by Councilman Gordon, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-d. The Acting City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage:

AN ORDINANCE APPROPRIATING THE SUM OF THIRTY THREE THOUSAND FIVE HUNDRED AND FORTY DOLLARS ($33,540.00) FROM THE CAPITAL IMPROVEMENT FUND FOR THE PURCHASE AND INSTALLATION OF ACCOUNTING MACHINES AND CHECK SIGNING MACHINES REQUIRED BY THE PAYROLL DIVISION, - DEPARTMENT OF FINANCE, TO REPLACE OBSOLETE MACHINES IN USE FOR THE PERIOD OF TEN YEARS.

A motion to adopt the ordinance on second reading and final passage was made by Councilman Santoro, seconded by Councilman Turner and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-E. The Acting City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage:

AN ORDINANCE APPROPRIATING THE SUM OF SIX THOUSAND ($6,000) DOLLARS FROM THE CAPITAL IMPROVEMENT FUND FOR PLUMBING AND ELECTRICAL WORK FOR THE PREPARATION OF A ROOM IN THE BASEMENT OF THE CITY HALL ANNEX BUILDING, TO BE USED FOR THE INSTALLATION OF TELEPHONE EQUIPMENT FOR THE DEPARTMENT OF POLICE.

A motion to adopt the ordinance on second reading and final passage was made by Councilman Turner, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-F. The Acting City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE PROVIDING FOR THE VACATION OF AND IN ALL THAT PART OF EMPIRE STREET, EXTENDING FROM THE STATE HIGHWAY ROUTE 22 EASTERLY APPROACH RAMP TO A POINT 475 FEET, MORE OR LESS, EASTERLY AND FOR THE VACATION, RELEASE AND EXTINGUISHMENT OF THE PUBLIC RIGHTS, IF ANY, OF AND IN ALL THAT PART OF EMPIRE STREET, EXTENDING FROM SAID POINT EASTERLY TO NEW JERSEY RAILROAD AVENUE, ALL AS LAID OUT 60 FEET IN WIDTH ON A MAP ENTITLED "MAP OF PROPERTY OF THE WAVERLY LAND COMPANY AT WAVERLY, N. J." AND ON A MAP ENTITLED "MAP OF PROPERTY BELONGING TO THOMAS JOHNSON, SURVEYED BY THOMPSON AND COMPANY, 1873"." BEARING NO. 6S & FB, ADOPTED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK ON THIRD READING AND FINAL PASSAGE ON JANUARY 7, 1959; CORRECTING ERRORS IN DESCRIPTION OF THAT PART OF EMPIRE STREET INTENDED TO BE VACATED THEREBY SO THAT THE SAME SHALL READ AND PROVIDE AS FOLLOWS:

AN ORDINANCE PROVIDING FOR THE VACATION OF AND IN ALL THAT PART OF EMPIRE STREET, EXTENDING FROM THE STATE HIGHWAY ROUTE 22 EASTERLY APPROACH RAMP AT FRELINGHUYSEN AVENUE TO A POINT 475 FEET, MORE OR LESS, EASTERLY AND FOR THE VACATION, RELEASE AND EXTINGUISHMENT OF THE PUBLIC RIGHTS, IF ANY, OF AND IN ALL THAT PART OF EMPIRE STREET, EXTENDING FROM SAID POINT EASTERLY TO NEW JERSEY RAILROAD AVENUE, ALL AS LAID OUT 60 FEET IN WIDTH ON A MAP ENTITLED "MAP OF PROPERTY OF THE WAVERLY LAND COMPANY AT WAVERLY, N. J." AND ON A MAP ENTITLED "MAP OF PROPERTY BELONGING TO THOMAS JOHNSON, SURVEYED BY THOMPSON AND COMPANY, 1873".

A motion to adopt the ordinance on second reading and final passage was made by

Councilman Addonizio, seconded by Councilman Turner and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Clerk is directed to deliver same to the Mayor for his approval or disapproval.

HEARINGS OF CITIZENS.

6-HC-a. MR. MILTON KLEIN, 365 CHANCELLOR AVENUE, NEWARK, NEW JERSEY, representing Newark Tenants League, addressed the Municipal Council on the subject, "RENT CONTROL AND RENT GOUGING".

The following spoke on the subject of "RENT CONTROL, RENT GOUGING AND POOR HOUSING CONDITIONS":

REV. A. LAFAYETTE WASHINGTON, 126 CLINTON AVENUE, NEWARK, NEW JERSEY, representing Baptist Ministers Conference of Newark.

MRS. MARGARET BERMAN, 93 AVON AVENUE, NEWARK, NEW JERSEY.

MRS. LOTTIE GORDON, 28 BOCK AVENUE, NEWARK, NEW JERSEY.

MRS. CARRIE JACKSON, 354 - 15TH AVENUE, NEWARK, NEW JERSEY.

MRS. JOSEPHINE ASTUNI, 549 BELMONT AVENUE, NEWARK, NEW JERSEY.

MISS THELMA WALKER, 116 SHANLEY AVENUE, NEWARK, NEW JERSEY.

MRS. LAWRENCE NORTHWOOD, 635 HIGH STREET, NEWARK, NEW JERSEY.

Councilman Turner remarked the Municipal Council had worked very diligently for rent control but the State Legislature had failed to go along with them. He was of the opinion that a special meeting with the Mayor and Corporation Counsel should be called to see if there are any loop holes to determine if the Council could alleviate the rent control situation.

The Acting City Clerk read into the record, a statement from Councilman Cooper with regard to rent gouging in which Councilman Cooper suggested, if it met with the approval of the majority of the Council, that a special committee be formed to look into this situation and evictions of tenants be stopped immediately until investigated by such a committee.

Councilman Callaghan asserted the Municipal Council had petitioned the State Legislature on rent control and further the Council had done everything within its power to establish controls within the City.

Councilman Melillo urged all those people who had complaints about defective conditions in their homes which had not been taken care of even though they were reported, to refer these matters to the Mayor or the Business Administrator and he was sure that action would be taken. He asserted the Council can do nothing about evictions since that is a matter of State law.

Councilman Gordon remarked the Municipal Council had done more than any other governing body to establish and maintain rent controls, but to no avail. He said the City had no legal power to control evictions or rent increases.

Councilman Santoro suggested this entire matter be discussed with the Mayor and Business Administrator at the Special Conference of the Municipal Council to be held Tuesday, May 26th, 1959.

6-HC-b. MR. ARTHUR FISHBEIN, 282 CHANCELLOR AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council on the subject, "VISITING DIGNITARIES".

6-HC-c. MR. TIMOTHY STILL, 45 - 17TH AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council on the subject, "CLOSING OF BOYD STREET".

Councilman Gordon informed Mr. Still he would discuss this entire matter with the Planning Board at their meeting next Thursday and he was sure this problem would be resolved.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a. The Acting City Clerk called for further bids based upon Resolution No. 7-R-c., adopted May 7, 1959, which resolution approved offer by North Ward, Inc. to purchase City-owned property at 75 to 93 Boylan Street, Block 4063, Lots 93-94-96, for $8,700.00.

There were no further bids for this property.

A motion to close the bidding and accept the bid offered by North Ward, Inc., 744 Broad Street, Newark, New Jersey, was made by Councilman Gordon, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

No: Councilman Addonizio.

Councilman Gordon presented and moved RESOLUTION ACCEPTING BID OF NORTH WARD, INC. FOR PURCHASE OF CITY-OWNED PROPERTY AT 75 TO 93 BOYLAN STREET, BLOCK 4063, LOTS 93-94-96, FOR $8,700.00.

The motion was seconded by Councilman Melillo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

No: Councilman Addonizio.

7-R-b. The Acting City Clerk called for further bids based upon Resolution No. 7-R-d., adopted May 7, 1959, which resolution approved offer by James J. Correnty to purchase City-owned property at 20-22 Brookdale Avenue, Block 4063, Lots 23 and 24, for $2,000.00.

Mr. Romeo Mermini, Mr. James J. Correnty and Mr. Vincent Caruso, representing

the North Ward, Inc., offered bids on this property.

The highest bid for this property $2,900.00 was made by Mr. Romeo Mermini, 109 Telford Street, Newark, New Jersey.

A motion to close the bidding and accept the highest bid, offered by Mr. Romeo Mermini, was made by Councilman Callaghan, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

No: Councilman Addonizio.

Councilman Callaghan presented and moved RESOLUTION ACCEPTING BID OF ROMEO MERMINI AND PASQUALE TURTURRO FOR PURCHASE OF CITY-OWNED PROPERTY AT 20-22 BROOKDALE AVENUE, BLOCK 4063, LOTS 23 AND 24, FOR $2,900.00.

The motion was seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

No: Councilman Addonizio.

7-R-c. The Acting City Clerk called for further bids based upon Resolution No. 7-R-h., adopted May 7, 1959, which resolution approved offer by Anthony D'Angelo to purchase City-owned property at 544 South 17th Street, Block 334, Lot 51, for $1,000.00.

There were no further bids for this property.

A motion to close the bidding and accept the bid offered by Anthony D'Angelo, 267 Sixteenth Avenue, Newark, New Jersey, was made by Councilman Addonizio, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

Councilman Addonizio presented and moved RESOLUTION ACCEPTING BID OF ANTHONY D'ANGELO FOR PURCHASE OF CITY-OWNED PROPERTY AT 544 SOUTH 17TH STREET, BLOCK 334, LOT 51, FOR $1,000.00.

The motion was seconded by Councilman Santoro and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-d. Councilman Addonizio presented and moved RESOLUTION AUTHORIZING THE DIRECTOR OF REVENUE TO REDUCE BY VIRTUE AND BECAUSE OF THE "FREEZE" STATUTE THE 1956 AND 1957 ASSESSMENT BY THE SUM OF $900.00, FROM $9,400.00 TO $8,500.00 ON THE LAND AND BUILDING AT 141 WASHINGTON STREET, BLOCK 66, LOT 38, OWNED BY ACTIVE ESSEX CORPORATION.

The motion was seconded by Councilman Turner and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-e. Councilman Addonizio presented and moved Resolution authorizing the Director of Revenue to reduce by virtue and because of the "Freeze" Statute, the 1956 and 1957 assessment by the sum of $900.00, from $8,900.00 to $8,000.00, on the land and building at 143 Washington Street, Block 66, Lot 39, owned by Active Essex Corporation.

The motion was seconded by Councilman Turner and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-f. Councilman Addonizio presented and moved Resolution authorizing the Director of Revenue to reduce by virtue and because of the "Freeze" Statute, the 1956 and 1957 assessment by the sum of $800.00, from $8,400.00 to $7,600.00, on the land and building at 145 Washington Street, Block 66, Lot 40, owned by Active Essex Corporation.

The motion was seconded by Councilman Turner and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-g. Councilman Addonizio presented and moved Resolution authorizing the Director of Revenue to reduce by virtue and because of the "Freeze" Statute, the 1957 and 1958 assessment by the sum of $1,000.00, from $10,400.00 to $9,400.00, on the land and building at 146 Washington Street, Block 64, Lot 6, owned by Active Essex Corporation.

The motion was seconded by Councilman Turner and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-h. Councilman Addonizio presented and moved Resolution authorizing the Director of Revenue to reduce by virtue and because of the "Freeze" Statute, the 1956 and 1957 assessment by the sum of $800.00, from $8,000.00 to $7,200.00 on the land and building at 147 Washington Street, Block 66, Lot 41, owned by Active Essex Corporation.

The motion was seconded by Councilman Turner and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-i. Councilman Addonizio presented and moved Resolution authorizing the Director of Revenue to reduce by virtue and because of the "Freeze" Statute, the 1956 and 1957 assess-

MENT BY THE SUM OF $1,000.00, FROM $10,400.00 TO $9,400.00 ON THE LAND AND BUILDING AT 149 WASHINGTON STREET, BLOCK 66, LOT 42, OWNED BY ACTIVE ESSEX CORPORATION.

The motion was seconded by Councilman Turner and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-j. Councilman Addonizio presented and moved RESOLUTION AUTHORIZING THE DIRECTOR OF REVENUE TO REDUCE BY VIRTUE AND BECAUSE OF THE "FREEZE" STATUTE, THE 1956 AND 1957 ASSESSMENT BY THE SUM OF $600.00, FROM $6,500.00 TO $5,900.00, ON THE LAND AND BUILDING AT 76-78 NEW STREET, BLOCK 66, LOT 25, OWNED BY ACTIVE ESSEX CORPORATION.

The motion was seconded by Councilman Turner and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-k. Councilman Melillo presented and moved RESOLUTION AUTHORIZING THE DIRECTOR OF REVENUE TO REDUCE BY VIRTUE AND BECAUSE OF THE "FREEZE" STATUTE, THE 1956 AND 1957 ASSESSMENT BY THE SUM OF $100.00 FROM $1,100.00 TO $1,000.00 ON THE LAND AND BUILDING AT 12 WARREN PLACE, BLOCK 66, LOT 20, OWNED BY FEDERAL STORAGE WAREHOUSE.

The motion was seconded by Councilman Santoro and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-l. Councilman Melillo presented and moved RESOLUTION AUTHORIZING THE DIRECTOR OF REVENUE TO REDUCE BY VIRTUE AND BECAUSE OF THE "FREEZE" STATUTE, THE 1956 AND 1957 ASSESSMENT BY THE SUM OF $100.00 FROM $1,500.00 TO $1,400.00 ON THE LAND AND BUILDING AT 14 WARREN PLACE, BLOCK 66, LOT 19, OWNED BY FEDERAL STORAGE WAREHOUSE.

The motion was seconded by Councilman Santoro and the roll being called,the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-m. Councilman Addonizio presented and moved RESOLUTION AUTHORIZING THE CITY TREASURER TO ISSUE A CHECK IN THE SUM OF $190.85 TO THE ORDER OF BENJAMIN STEINBERG, UPON RECEIPT OF A WARRANT FOR SATISFACTION OF JUDGMENT RECOVERED AGAINST THE CITY OF NEWARK FOR APPRAISAL WORK AUTHORIZED BY THE PRIOR CITY COMMISSION.

The motion was seconded by Councilman Turner and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Gordon, Melillo, Santoro, Turner, President Bontempo.

No: Councilman Callaghan.

7-R-n. Councilman Turner presented and moved RESOLUTION AUTHORIZING THE ISSUANCE OF BOND ANTICIPATION NOTES IN THE AMOUNT OF $24,000. TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED JUNE 6, 1956, "APPROPRIATING $4,616,983.66 TO FINANCE IMPROVEMENTS TO THE WATER SUPPLY SYSTEM OF THE CITY OF NEWARK, AND AUTHORIZING THE ISSUANCE OF BONDS TO MEET SUCH APPROPRIATION, AND THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SAID BONDS".

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Gordon, Melillo, Santoro, Turner, President Bontempo.

No: Councilman Callaghan.

7-R-o. Councilman Addonizio presented and moved RESOLUTION CANCELLING YEAR 1929 PERSONAL PROPERTY TAXES FOR 998 INDIVIDUALS, TOTALING $10,347.40, REASON - "MOVED - CANNOT BE LOCATED".

The motion was seconded by Councilman Turner and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-p. Councilman Addonizio presented and moved RESOLUTION CANCELLING YEAR 1929 PERSONAL PROPERTY TAXES FOR 668 INDIVIDUALS, TOTALING $2,983.74, REASON - "MOVED - CANNOT BE LOCATED".

The motion was seconded by Councilman Turner and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-q. RESOLUTION APPROVING OFFER BY ARTHUR C. GILLETTE, ATTORNEY FOR PHILIP TATZ, TO PURCHASE CITY-OWNED LANDS AND PREMISES AT 609-631 IRVINGTON AVENUE, BLOCK 4277, LOT 44 AND BLOCK 4278, LOT 40, FOR $250,000.00; AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR FINAL BIDS.

A motion to defer action on this matter was made by Councilman Melillo, seconded by Councilman Turner and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-r. Councilman Addonizio presented and moved RESOLUTION APPOINTING WILMER N. AHN SPECIAL POLICEMAN FOR A TERM ENDING DECEMBER 31, 1959.

The motion was seconded by Councilman Santoro and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-s. Councilman Turner presented and moved RESOLUTION AUTHORIZING THE DIRECTOR OF FINANCE TO REFUND THE SUM OF $33.25 TO MR. GEORGE BOYAS, REPRESENTING PROPORTIONATE AMOUNT OF FEE PAID FOR OPEN AIR PARKING STATION AT 38-42 ATLANTIC STREET, A PORTION OF WHICH PREMISES WERE ACQUIRED BY THE CITY FOR WIDENING ATLANTIC STREET.

The motion was seconded by Councilman Gordon and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-t. Councilman Gordon presented and moved RESOLUTION AUTHORIZING THE DIRECTOR OF REVENUE TO EXECUTE AND DELIVER TO THE STAUNTON CO., INC. CERTIFICATE OF CANCELLATION OF THE LIEN AND OF TAX SALE CERTIFICATE NO. 32866 COVERING PREMISES 39 COLUMBIA STREET, BLOCK 866, LOT 30.

The motion was seconded by Councilman Turner and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-u. Councilman Turner presented and moved RESOLUTION AUTHORIZING THE DIRECTOR OF FINANCE TO RETURN SUM OF $1,000.00 TO STANLEY YESKEL AND EMANUEL YESKEL, TRADING AS WILLIAM HOLDING CO., DEPOSIT ON PURCHASE OF CITY-OWNED PROPERTY 905-919 - 18TH AVENUE, APRIL 1, 1953, FOR WHICH SUIT WAS INSTITUTED FOR SPECIFIC PERFORMANCE; PROPERTY SUBSEQUENTLY SOLD TO DIERICKX VENDING CO., JULY 17, 1957.

The motion was seconded by Councilman Santoro and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

MOTIONS.

(FOR MOTIONS 7-M-a. AND 7-M-b. SEE PAGE 10 IN THE MINUTES OF THIS MEETING.)

7-M-c. A MOTION AUTHORIZING THE PRESIDENT OF THE MUNICIPAL COUNCIL TO APPOINT A COMMITTEE TO REVIEW THE TAXICAB ORDINANCE, was made by Councilman Turner, seconded by Councilman Santoro and adopted by the following votes:

YES: COUNCILMEN ADDONIZIO, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-M-D. A MOTION AUTHORIZING THAT A RESOLUTION BE DRAWN COMMENDING A BARRINGER HIGH SCHOOL STUDENT, EDWARD ROTONDI, FOR THE PART HE PLAYED IN SAVING A 55 YEAR OLD WOMAN FROM SERIOUS INJURY WHEN AN ATTEMPTED ASSUALT WAS MADE UPON HER LAST WEEK AND HOLDING THE ASSAILANT UNTIL THE POLICE ARRIVED AT THE SCENE, WAS MADE BY COUNCILMAN MELILLO, SECONDED BY COUNCILMAN CALLAGHAN AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-M-E. A MOTION AUTHORIZING A RESOLUTION BE DRAWN EXPRESSING THE DEEP REGRET OF THE MUNICIPAL COUNCIL ON THE UNTIMELY DEATH OF NEW JERSEY STATE COMMISSIONER OF LABOR, CARL HOLDERMAN, AND FURTHER DIRECTING A COPY BE SENT TO HIS FAMILY, WAS MADE BY COUNCILMAN SANTORO, SECONDED BY COUNCILMAN ADDONIZIO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-M-F. A MOTION AUTHORIZING A RESOLUTION BE DRAWN EXPRESSING THE DEEP REGRET OF THE MUNICIPAL COUNCIL ON THE DEATH OF HYMAN FRIEDMAN, LATE FATHER OF COUNCILMAN SOPHIE L. COOPER, AND FURTHER DIRECTING A COPY BE FORWARDED TO COUNCILMAN COOPER, WAS MADE BY COUNCILMAN MELILLO, SECONDED BY COUNCILMAN TURNER AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-M-G. A MOTION AUTHORIZING THE MUNICIPAL COUNCIL AS A WHOLE TO SERVE AS A COMMITTEE TO EXAMINE INTO THE FEASIBILITY OF CONSTRUCTING A SPORTS ARENA IN THE CITY OF NEWARK, WAS MADE BY PRESIDENT BONTEMPO, SECONDED BY COUNCILMAN MELILLO.

PRESIDENT BONTEMPO SAID SUCH A PROJECT HAS BEEN A PART OF OUR MASTER PLAN SINCE 1947, HOWEVER, NO POSITIVE ACTION HAS EVER BEEN TAKEN BY THIS CITY TO BRING IT INTO BEING. THIS WILL RE-ESTABLISH NEWARK AS THE LEADING SPORTS CENTER OF NORTH JERSEY AND CONSTITUTE A CENTER OF ATTRACTION FOR THE APPROXIMATELY TWO MILLION PEOPLE IN OUR METROPOLITAN AREA.

A WELL ROUNDED PROGRAM OF ACTIVITY WHICH WILL COVER THE SPORTS FIELD FROM PROFESSIONAL AND AMATEUR SPECTATOR SPORTS, SHOULD BRING IN ENOUGH REVENUE TO PAY FOR THE COST OF SUCH A PROJECT.

IT WILL BE A STIMULANT TO ANY AREA IN WHICH IT WILL BE CONSTRUCTED AND BRING IT NEW BUSINESS, NEW RATABLES AND NEW ALLIED COMMERCIAL ENTERPRISES. PRESIDENT BONTEMPO SAID IT IS HIS PERSONAL BELIEF THAT THE BEST AREA WOULD BE THE SOUTH BROAD STREET SECTION IN THE VICINITY OF LINCOLN PARK.

HE SAID EVERY MEMBER OF THE COUNCIL WILL BE AVAILABLE FOR CITIZEN DISCUSSION OR CONTACT AS TO THE NEED FOR THIS PROJECT.

The motion was adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-A. The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED MAY 15, 1959, ENCLOSING PROPOSED "ORDINANCE TO CHANGE THE ZONING MAP, CHAPTER 36, 'ZONING', OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED AND SUPPLEMENTED".

(This ordinance would change zoning in two sections of the City in order to permit construction of homes for the elderly by the Newark Housing Authority. From a third residence district to a fourth residence district area bounded by Ludlow Street, Van Vechten Street, Carrington Street and Frelinghuysen Avenue. From a second residence district to a fourth residence district area in vicinity of Stephen Crane Village.)

(Copy of ordinance submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the June 3rd, 1959 Calendar of the Municipal Council for first reading, was made by Councilman Melillo, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-B. The Acting City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED MAY 15, 1959, ENCLOSING PROPOSED "ORDINANCE APPROPRIATING THE SUM OF $812,900.00 FROM THE CAPITAL IMPROVEMENT FUND FOR THE ACQUISITION BY THE MUNICIPALITY OF PROPERTY WITHIN THE AREA OF THE BLOCK BOUNDED BY MARKET, WASHINGTON AND PLANE STREETS AND BRANFORD PLACE, FOR OFF-STREET PARKING".

(Copy of ordinance and forwarding letters from Business Administrator Rinaldi and Director Andress submitted to each Member of the Council)

A motion directing the Acting City Clerk to place this ordinance on the June 3rd, 1959 Calendar of the Municipal Council for first reading, was made by Councilman Melillo, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

9-A. COMMUNICATION FROM HIS HONOR, MAYOR LEO P. CARLIN, RECEIVED APRIL 10, 1959, NOMINATING VINCENT P. TORPPEY, 124 OAKLAND TERRACE, NEWARK, TO THE OFFICE OF CORPORATION

COUNSEL, FOR A TERM COMMENCING AS OF DATE OF APPROVAL BY THE MUNICIPAL COUNCIL AND ENDING JULY 1, 1962, AT AN ANNUAL SALARY OF $15,000.00.

(Council met with Mr. Torppey May 12, 1959)

President Bontempo said he felt the Corporation Counsel was the third ranking City Official and his salary should be commensurate with that position. He asserted the Corporation Counsel had done an exemplary job serving the Administration and Council and felt his salary should be increased to $19,500.00.

Councilman Melillo remarked he had the greatest respect for the Corporation Counsel, but believed this was an inopportune time to change any salaries, especially since there was no such recommendation from the Mayor or Business Administrator.

Councilman Callaghan pointed out Mr. Torppey puts in a great deal of time in his capacity as Corporation Counsel and was worthy of an increase in salary.

Councilman Santoro said he would vote for confirmation of the Corporation Counsel but felt the salary should be left as is unless the Mayor made a recommendation for any change.

Councilman Gordon commented he felt the individual concerned should be consulted about any change in salary.

A motion to defer action on this matter and to refer it to the Special Conference of the Municipal Council May 26th, 1959, was made by Councilman Callaghan, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

9-b. COMMUNICATION FROM HIS HONOR, MAYOR LEO P. CARLIN, RECEIVED APRIL 10, 1959, NOMINATING JAMES T. OWENS, 352 SANFORD AVENUE, NEWARK, TO THE OFFICE OF DIRECTOR OF THE FIRE DEPARTMENT, FOR A TERM COMMENCING AS OF DATE OF APPROVAL BY THE MUNICIPAL COUNCIL, AND ENDING JULY 1, 1962, AT AN ANNUAL SALARY OF $15,000.00.

(Council met with Mr. Owens May 12, 1959)

Councilman Addonizio moved to concur in the nomination of James T. Owens, as Director of the Fire Department, for a term commencing as of date of approval by the Municipal Council and ending July 1, 1962, at an annual salary of $15,000.00.

Councilman Melillo seconded the motion.

President Bontempo: Will the Council confirm the nomination?

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The nomination is confirmed.

9-c. COMMUNICATION FROM HIS HONOR, MAYOR LEO P. CARLIN, RECEIVED APRIL 10, 1959, NOMINATING THOMAS E. HUNT, 44 FLEETWOOD PLACE, NEWARK, TO THE OFFICE OF DIRECTOR OF

REVENUE, FOR A TERM COMMENCING AS OF DATE OF APPROVAL BY THE MUNICIPAL COUNCIL, AND ENDING JULY 1, 1962, AT AN ANNUAL SALARY OF $15,000.00.

(Council met with Mr. Hunt May 12, 1959)

President Bontempo moved to concur in the nomination of Thomas E. Hunt, as Director of Revenue, for a term commencing as of date of approval by the Municipal Council, and ending July 1, 1962, at an annual salary of $15,000.00.

Councilman Gordon seconded the motion.

President Bontempo: Will the Council confirm the nomination?

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The nomination is confirmed.

9-D. COMMUNICATION FROM HIS HONOR, MAYOR LEO P. CARLIN, RECEIVED APRIL 10, 1959, NOMINATING DR. AARON H. HASKIN, 22 GOLDSMITH AVENUE, NEWARK, TO THE OFFICE OF DIRECTOR OF HEALTH AND WELFARE, FOR A TERM COMMENCING AS OF DATE OF APPROVAL BY THE MUNICIPAL COUNCIL, AND ENDING JULY 1, 1962, AT AN ANNUAL SALARY OF $19,000.00.

(Council met with Dr. Haskin May 12, 1959)

Councilman Gordon moved to concur in the nomination of Dr. Aaron H. Haskin, as Director of Health and Welfare, for a term commencing as of date of approval by the Municipal Council, and ending July 1, 1962, at an annual salary of $19,000.00.

Councilman Melillo seconded the motion.

President Bontempo: Will the Council confirm the nomination?

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The nomination is confirmed.

9-E. COMMUNICATION FROM HIS HONOR, MAYOR LEO P. CARLIN, RECEIVED APRIL 10, 1959, NOMINATING WILLIAM P. SCHORN, 2 TUXEDO PARKWAY, NEWARK, TO THE OFFICE OF DIRECTOR OF FINANCE, FOR A TERM COMMENCING AS OF DATE OF APPROVAL BY THE MUNICIPAL COUNCIL, AND ENDING JULY 1, 1962, AT AN ANNUAL SALARY OF $15,000.00.

(Council met with Mr. Schorn May 12, 1959)

Councilman Gordon moved to concur in the nomination of William P. Schorn, as Director of Finance, for a term commencing as of date of approval by the Municipal Council, and ending July 1, 1962, at an annual salary of $15,000.00.

Councilman Melillo seconded the motion.

President Bontempo: Will the Council confirm the nomination?

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The nomination is confirmed.

9-F. COMMUNICATION FROM HIS HONOR, MAYOR LEO P. CARLIN, RECEIVED APRIL 10, 1959, NOMINATING MARIANO J. RINALDI, 363 NO. 11TH STREET, NEWARK, TO THE OFFICE OF BUSINESS ADMINISTRATOR, FOR A TERM COMMENCING AS OF DATE OF APPROVAL BY THE MUNICIPAL COUNCIL, AND ENDING JULY 1, 1962, AT AN ANNUAL SALARY OF $20,000.00.

(Council met with Mr. Rinaldi May 12, 1959)

President Bontempo moved to concur in the nomination of Mariano J. Rinaldi, as Business Administrator, for a term commencing as of date of approval by the Municipal Council, and ending July 1, 1962, at an annual salary of $20,000.00.

Councilman Gordon seconded the motion.

President Bontempo: Will the Council confirm the nomination?

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The nomination is confirmed.

9-G. COMMUNICATION FROM HIS HONOR, MAYOR LEO P. CARLIN, RECEIVED APRIL 10, 1959, NOMINATING GEORGE W. ANDRESS, 344 WOODSIDE AVENUE, NEWARK, TO THE OFFICE OF DIRECTOR OF PUBLIC WORKS, FOR A TERM COMMENCING AS OF DATE OF APPROVAL BY THE MUNICIPAL COUNCIL, AND ENDING JULY 1, 1962, AT AN ANNUAL SALARY OF $15,000.00.

(Council met with Mr. Andress May 12, 1959)

Councilman Melillo moved to concur in the nomination of George W. Andress, as Director of Public Works, for a term commencing as of date of approval by the Municipal Council, and ending July 1, 1962, at an annual salary of $15,000.00.

Councilman Gordon seconded the motion.

President Bontempo: Will the Council confirm the nomination?

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The nomination is confirmed.

9-H. COMMUNICATION FROM HIS HONOR, MAYOR LEO P. CARLIN, RECEIVED APRIL 17, 1959, NOMINATING DR. CARL BACCARO, 89 GRAND AVENUE, NEWARK, AS A MEMBER OF THE PARKING AUTHORITY OF THE CITY OF NEWARK, FOR A FIVE YEAR TERM EFFECTIVE RETROACTIVELY TO OCTOBER 19, 1958. THE OFFICE IS NON-SALARIED.

(Council met with Dr. Baccaro May 12, 1959)

Councilman Gordon moved to concur in the nomination of Dr. Carl Baccaro, as a Member of the Parking Authority of the City of Newark, for a five year term effective retroactively to October 19, 1958. The office is non-salaried.

Councilman Addonizio seconded the motion.

President Bontempo: Will the Council confirm the nomination?

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The nomination is confirmed.

9-I. COMMUNICATION FROM HIS HONOR, MAYOR LEO P. CARLIN, RECEIVED APRIL 17, 1959, NOMINATING JOSEPH F. WALSH, 102 VARSITY ROAD, NEWARK, TO SERVE AS A MAGISTRATE OF THE MUNICIPAL COURT OF THE CITY OF NEWARK, FOR A TERM COMMENCING AS OF DATE OF CONFIRMATION BY THE MUNICIPAL COUNCIL, AND ENDING THREE YEARS THEREAFTER, AT AN ANNUAL SALARY OF $6,900.00.

(Council met with Mr. Walsh May 12, 1959)

President Bontempo moved to concur in the nomination of Joseph F. Walsh, as a Magistrate of the Municipal Court of the City of Newark, for a term commencing as of date of confirmation by the Municipal Council, and ending three years thereafter, at an annual salary of $6,900.00.

Councilman Melillo seconded the motion.

President Bontempo: Will the Council confirm the nomination?

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The nomination is confirmed.

9-J. COMMUNICATION FROM HIS HONOR, MAYOR LEO P. CARLIN, RECEIVED APRIL 17, 1959, NOMINATING REVEREND THOMAS J. FINNEGAN, 221 W. MARKET STREET, NEWARK, AS A MEMBER OF THE NEWARK HOUSING AUTHORITY, FOR A TERM OF FIVE YEARS, COMMENCING APRIL 21, 1959. THE OFFICE IS NON-SALARIED.

(Council met with Reverend Finnegan May 12, 1959)

Councilman Melillo moved to concur in the nomination of Reverend Thomas J. Finnegan, as a Member of the Newark Housing Authority, for a term of five years, commencing April 21, 1959. The office is non-salaried.

Councilman Addonizio seconded the motion.

President Bontempo: Will the Council confirm the nomination?

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The nomination is confirmed.

9-K. COMMUNICATION FROM HIS HONOR, MAYOR LEO P. CARLIN, RECEIVED APRIL 24, 1959, NOMINATING WALTER J. VOHDIN, 375 KEER AVENUE, NEWARK, AS A MEMBER OF THE NEWARK PARKING AUTHORITY, TO FILL THE UNEXPIRED TERM OF ANDREW J. NOLAN, FROM DATE OF CONFIRMATION BY THE COUNCIL AND EXPIRING OCTOBER 20, 1962. THE OFFICE IS NON-SALARIED.

(Council met with Mr. Vohdin May 19, 1959)

Councilman Gordon moved to concur in the nomination of Walter J. Vohdin, as a Member of the Newark Parking Authority, to fill the unexpired term of Andrew J. Nolan, from date of confirmation by the Council and expiring October 20, 1962. The office is

non-salaried.

Councilman Addonizio seconded the motion.

President Bontempo: Will the Council confirm the nomination?

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The nomination is confirmed.

9-L. COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED MARCH 5, 1959, ENCLOSING LETTER FROM FRED J. GASSERT, REPRESENTING THE QUEEN OF ANGELS CHURCH, SEEKING A RELEASE FROM THE RESTRICTION ON A PIECE OF PROPERTY PURCHASED FROM THE CITY OF NEWARK FEBRUARY 9, 1949.

(Copy of correspondence submitted to each Member of the Council)

(Reply from Mr. Gassert re: counter proposal of Council to resell property to City)

A motion to defer action on this matter was made by Councilman Melillo, seconded by President Bontempo and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

9-M. OFFER FROM MRS. AGNES WEDENSKY, MADISON SQUARE HOTEL, 37 MADISON AVENUE, NEW YORK CITY, TO PURCHASE 5.08 ACRES OF CITY-OWNED LAND IN WEST MILFORD TOWNSHIP, SITUATED IN THE NORTHEAST CORNER OF THE PEQUANNOCK WATERSHED, FOR THE SUM OF $1,524.00.

A motion to defer action on this matter was made by Councilman Addonizio, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-A. The Acting City Clerk reported the following Bingo and Raffles Licenses were issued from May 4th, 1959 to May 15th, 1959:

BINGO LICENSES

LICENSEE	LICENSE NUMBER
St. Thomas Aquinas Church	1364 Amended
Our Lady of Fatima Church	1461 Amended
Newark Chapter of Hadassah	1578
Alanon Association, Inc.	1604

RAFFLES LICENSES

LICENSEE	LICENSE NUMBER
Sacred Heart Cathedral	1602
Alanon Association, Inc.	1603
Bethesda Ladies' Aid	1605
St. Rocco's Apostleship of Prayer	1606
P. T. A., St. Rocco's Church	1607
Holy Trinity Lutheran Church	1608
Children of Mary Sodality of St. Francis Xavier Church	1609
Holy Name Society of St. Francis Xavier Church	1610
Ladies' Auxiliary to Newark Police Post #1439 - V. F. W.	1611
Thomas Saeger Children's Charitable Organization	1612
Sisterhood of the Jewish Educational Center	1613
B'Nai B'Rith Women - Northern New Jersey Council	1614
Congregation Machzikei Hapath	1615
Hillside Chapter of Hadassah	1616

A motion to concur in the report was made by Councilman Addonizio, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

RELEASES.

None.

ADJOURNMENT.

12. A motion to adjourn this meeting was made by Councilman Gordon, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

This meeting adjourned at 11:55 P.M.

Approved:

Elizabeth F. Sweeney
Acting City Clerk

Michael A. Bontempo
President

P

NEWARK, NEW JERSEY, JUNE 3, 1959

A REGULARLY SCHEDULED MEETING OF THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, WAS HELD ON THE ABOVE DATE IN THE COUNCIL CHAMBER, CITY HALL, NEWARK, NEW JERSEY, AT 8:00 P. M.

THE AUDIENCE AROSE FOR THE NATIONAL ANTHEM.

THE PRAYER WAS OFFERED BY REVEREND PERRY VAN DYKE, FIFTH AVENUE PRESBYTERIAN CHURCH.

PRESIDENT BONTEMPO CALLED THE MEETING TO ORDER AND ASKED FOR ROLL CALL.

PRESENT: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO, CITY CLERK HARRY S. REICHENSTEIN, CLERK OF THE COUNCIL; SERGEANT GEORGE KRAIBULHLAN, SERGEANT-AT-ARMS.

ABSENT: COUNCILMAN COOPER.

PRESIDENT BONTEMPO, ON BEHALF OF THE MUNICIPAL COUNCIL, REQUESTED THE AUDIENCE TO RISE AND OBSERVE A MINUTE OF SILENCE IN THE MEMORY OF THE LATE RIGHT REVEREND MONSIGNOR JOHN L. MCNULTY, PRESIDENT OF SETON HALL UNIVERSITY.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

4-A. THE CITY CLERK PRESENTED TRANSCRIPT OF BOARD OF SCHOOL ESTIMATE PUBLIC MEETING, SCHOOL BUDGET FOR THE YEAR 1959-60, FEBRUARY 19, 1959.

A MOTION THAT THE TRANSCRIPT BE RECEIVED WAS MADE BY COUNCILMAN GORDON, SECONDED BY COUNCILMAN BRADY AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

4-B. THE CITY CLERK PRESENTED REPORT OF ADMINISTRATION OF PUBLIC ASSISTANCE, DEPARTMENT OF HEALTH AND WELFARE, FOR THE FIRST FOUR MONTHS 1959.

A MOTION THAT THE REPORT BE RECEIVED AND PLACED ON FILE WAS MADE BY COUNCILMAN ADDONIZIO, SECONDED BY COUNCILMAN MELILLO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

4-C. THE CITY CLERK PRESENTED COPY OF MINUTES OF MEETING OF BOARD OF ADJUSTMENT HELD MAY 12, 1959.

A MOTION THAT THE MINUTES BE RECEIVED AND PLACED ON FILE WAS MADE BY COUNCILMAN ADDONIZIO, SECONDED BY PRESIDENT BONTEMPO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

4-D. THE CITY CLERK PRESENTED COPY OF MINUTES OF MEETING OF PASSAIC VALLEY SEWERAGE COMMISSION HELD APRIL 23, 1959.

A MOTION THAT THE MINUTES BE RECEIVED AND PLACED ON FILE WAS MADE BY COUNCILMAN ADDONIZIO, SECONDED BY COUNCILMAN BRADY AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

4-E. THE CITY CLERK PRESENTED COPY OF MINUTES OF MEETING OF PASSAIC VALLEY SEWERAGE COMMISSION HELD MAY 5, 1959.

A MOTION THAT THE MINUTES BE RECEIVED AND PLACED ON FILE WAS MADE BY COUNCILMAN ADDONIZIO, SECONDED BY COUNCILMAN BRADY AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

4-F. THE CITY CLERK PRESENTED COPY OF MINUTES OF ANNUAL ORGANIZATION MEETING OF PASSAIC VALLEY SEWERAGE COMMISSIONERS HELD MAY 5, 1959.

A MOTION THAT THE MINUTES BE RECEIVED AND PLACED ON FILE WAS MADE BY COUNCILMAN ADDONIZIO, SECONDED BY COUNCILMAN BRADY AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

4-G. THE CITY CLERK PRESENTED COPY OF MINUTES OF MEETING OF BOARD OF ADJUSTMENT HELD MAY 26, 1959.

A MOTION THAT THE MINUTES BE RECEIVED AND PLACED ON FILE WAS MADE BY COUNCILMAN ADDONIZIO, SECONDED BY PRESIDENT BONTEMPO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

COUNCILMAN COOPER TOOK HER SEAT AT THIS TIME.

PENDING BOARD OF ADJUSTMENT APPLICATIONS.

NONE.

BOARD OF ADJUSTMENT APPLICATIONS.

4-A-1. THE CITY CLERK READ APPLICATION OF MRS. MARY B. BURCH (THE LEAGUERS, INC., OWNER); FOR THE ESTABLISHMENT OF A YOUTH GUIDANCE CENTER IN A 3RD RESIDENCE DISTRICT; ON PREMISES 750-754 CLINTON AVENUE.

(VOTE OF BOARD OF ADJUSTMENT 4-0. 9 OBJECTORS)

THE CITY CLERK CALLED FOR THOSE DESIRING TO BE HEARD ON THE APPLICATION TO APPROACH THE RAIL, GIVE HIS NAME AND ADDRESS AND BE HEARD.

THE FOLLOWING SPOKE IN FAVOR OF THE GRANTING OF THIS APPLICATION:

MR. HERBERT H. TATE, 126 COURT STREET, NEWARK, NEW JERSEY, REPRESENTING THE APPLICANTS.

MRS. T. HORTON, 30 NAIRN PLACE, NEWARK, NEW JERSEY.

MR. LOUIS PITTS, PRESENTED LETTER SIGNED BY STANLEY WINTERS, PRESIDENT OF THE CLINTON HILL NEIGHBORHOOD COUNCIL.

DEACON HARRIS SPELLMAN, 35 BROOME STREET, NEWARK, NEW JERSEY.

MRS. MARY B. BURCH, 260 MEEKER AVENUE, NEWARK, NEW JERSEY, FOUNDER AND EXECUTIVE SECRETARY OF THE LEAGUERS, INC.

DR. REYNOLD E. BURCH, 260 MEEKER AVENUE, NEWARK, NEW JERSEY.

MR. VAN Y. CLINTON, 70 CHESTER AVENUE, NEWARK, NEW JERSEY.

MR. DANIEL L. TINDALL, 72 STEUBEN STREET, EAST ORANGE, NEW JERSEY.

The following spoke in opposition to the granting of this application:

MR. WILLIAM H. COBURGER, 17 ACADEMY STREET, NEWARK, NEW JERSEY, representing the Girard Place Association.

REVEREND RAPHUS P. MEANS, 39 GIRARD PLACE, NEWARK, NEW JERSEY.

MRS. ANNA CHURGIN, 21 GIRARD PLACE, NEWARK, NEW JERSEY.

DR. SIDNEY L. COHEN, 29 GIRARD PLACE, NEWARK, NEW JERSEY.

MRS. L. H. MANTELL, 25 GIRARD PLACE, NEWARK, NEW JERSEY.

MRS. GRACE MALONE, 35 GIRARD PLACE, NEWARK, NEW JERSEY, introduced as evidence Deed to Property indicating The Leaguers, Inc. were not the owners of these premises.

At the request of Councilman Addonizio the City Clerk read letters from Mr. John Arthur, Superintendent, Division of Inspections and Mr. Matthew J. DuKiet, Inspector of Combustibles, with reference to this application, outlining hazards at this location.

Councilman Callaghan remarked the Council had no question as to the valuable work being done by The Leaguers, but the pertinent issue was the letters from City officials indicating dangerous conditions at this site if it were used for public purposes.

Councilman Callaghan said if this application were rejected he would be among the first to form a committee to see that this organization may acquire satisfactory premises.

Mr. John Arthur, Superintendent, Division of Inspections was questioned by Councilman Brady, Councilman Turner and Councilman Cooper.

A motion to close the hearing in this matter was made by Councilman Brady, seconded by Councilman Cooper and adopted by the following vote:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

A motion to disapprove the recommendation of the Board of Adjustment was made by Councilman Brady and seconded by Councilman Santoro.

Councilman Santoro asked Mr. Norman Muller, Secretary of the Board of Adjustment, if the Board of Adjustment had notified the various divisions of government of this application.

Mr. Muller replied this was done routinely.

At the request of Councilman Santoro, Mr. Muller stated the Board of Adjustment had originally heard this matter on March 31, 1959 and had approved this application, in caucus, following the public hearing. At the April 14, 1959 meeting of the Board of Adjustment, the Chairman had noted two communications, from the Superintendent of Buildings and from the Fire Department, indicating hazardous conditions at these premises.

Councilman Callaghan asked Mr. Muller why there had been a delay from the original

approval of this application on March 31 to May 27, which was the date the Council received this application.

Mr. Muller replied the Board, at their April 14 meeting, had decided to lay this application over to their May 26 meeting so that a full Board could be present in view of letters received from other City agencies.

Councilman Addonizio noted he was cognizant of the wonderful activities of The Leaguers, but the Council had been placed on notice by two City officials of violations existing here and must act accordingly.

Councilman Cooper remarked the Board of Adjustment had done an injustice to The Leaguers by permitting the application to be submitted to the Municipal Council in view of the report of violations.

Councilman Melillo stated all the members of the Municipal Council were in favor of the purposes of The Leaguers, but he pointed out if a holocaust should take place here, those people who had spoken in favor of the granting of this application in spite of violations cited, would never forgive themselves.

The motion to disapprove the recommendation of the Board of Adjustment was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

Not voting: Councilman Turner.

REPORTS OF COMMITTEES.

5-A. COUNCIL COMMITTEE TO STUDY THE FAULKNER ACT.

(Councilmen Santoro, Brady, Callaghan)

Chairman Santoro reported progress.

A motion to accept the report was made by Councilman Melillo, seconded by President Bontempo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-B. COUNCIL STUDY COMMITTEE FOR REVISION AND AMENDMENT OF THE CODE.

(Councilmen Gordon, Addonizio, Cooper)

Chairman Gordon reported progress.

A motion to accept the report was made by Councilman Santoro, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-F. COUNCIL COMMITTEE TO STUDY REGULATIONS AND PROCEDURES FOR EMPLOYEES.

(Councilmen Santoro, Cooper, Melillo)

Chairman Santoro reported progress.

A motion to accept the report was made by Councilman Gordon, seconded by President Bontempo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-G. COUNCIL COMMITTEE TO STUDY POSSIBILITY OF BROADENING TAX REVENUE AND NEW SOURCES OF REVENUE.

(Councilmen Melillo, Callaghan, Cooper)

Chairman Melillo reported progress.

A motion to accept the report was made by Councilman Brady, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-H. COUNCIL COMMITTEE TO STUDY THE CIVILIAN DEFENSE SET-UP.

(Councilmen Addonizio, Cooper, Gordon)

Chairman Addonizio reported progress.

A motion to accept the report was made by Councilman Melillo, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-I. COUNCIL COMMITTEE TO STUDY AND RECOMMEND A POLICY RELATIVE TO CELEBRATION AND HOLIDAY EXPENDITURES.

(Councilmen Melillo, Callaghan, Cooper)

Chairman Melillo reported progress.

A motion to accept the report was made by Councilman Brady, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-J. COUNCIL COMMITTEE TO WORK IN CONJUNCTION WITH MELVIN SPITZ CHAPTER NO. 3 DISABLED WAR VETERANS TO MEMORIALIZE THE NAME OF THE LATE MARINE SERGEANT JOHN BASILONE.

(Councilmen Brady, Gordon, Santoro)

Chairman Brady reported progress.

A motion to accept the report was made by Councilman Addonizio, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-K. COUNCIL COMMITTEE TO STUDY CORRECTIVE LEGISLATION FOR BETTER REPRESENTATION FOR THE CITY OF NEWARK ON THE PASSAIC VALLEY SEWERAGE COMMISSION.

(Councilmen Addonizio, Brady, Gordon)

Chairman Addonizio reported progress.

A motion to accept the report was made by Councilman Melillo, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-L. COUNCIL COMMITTEE OF THE WHOLE TO EXAMINE THE FEASIBILITY OF CONSTRUCTING A SPORTS ARENA IN NEWARK.

Chairman Bontempo reported progress.

A motion to accept the report was made by Councilman Addonizio, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Bontempo called for ordinances on first reading.

6-F-A. The City Clerk read AN ORDINANCE TO CHANGE THE ZONING MAP, CHAPTER 36, "ZONING", OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED AND SUPPLEMENTED.

(This ordinance would change zoning in two sections of the City in order to permit construction of homes for the elderly by the Newark Housing Authority. (From a third residence district to a fourth residence district area bounded by Ludlow Street, Van Vechten Street, Carrington Street and Frelinghuysen Avenue. From a second residence district to a fourth residence district area in vicinity of Stephen Crane Village).

(Copy of ordinance submitted to each member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Melillo, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 17, 1959.

PUBLIC HEARING ON ORDINANCES AS ADVERTISED.

6-PH-A. The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing,

THIS BEING THE DATE AND TIME SET THEREFOR.

AN ORDINANCE TO AUTHORIZE THE GRADING, CURBING, PAVING AND OTHER IMPROVEMENT OF A PORTION OF DELANCY STREET, AS A LOCAL IMPROVEMENT, AND TO PROVDE FOR THE FINANCING OF THE COST THEREOF BY AN APPROPRIATION FROM THE CAPITAL IMPROVEMENT FUND.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK AS FOLLOWS:

Section 1. The portion of the public highway in the City of Newark, which is known as Delancy Street and which extends from a point approximately 1510 feet east of Stockton Street to a point approximately 1875 feet east of Stockton Street, shall be improved by (1) paving the roadway with fine aggregate bituminous concrete laid on a six inch concrete foundation, and (2) constructing new curbs or resetting existing curbs with new curbs, and (3) constructing or reconstructing a sidewalk or sidewalks where necessary or expedient or where the existing sidewalks are disturbed by the improvement or where the grade is affected by the improvement, and (4) by doing any grading incidental to the making of such improvement. Such improvement shall be made in accordance with plans, specifications and profiles dated March 24, 1959, which are now on file in the office of the Department of Public Works and may be examined by any interested person.

Section 2. In order to avoid the necessity of excavating and tearing up the improved portion of said street after the making of said improvement, the owners of any and all lands abutting on such portion of street are hereby ordered and directed to make the necessary connections with the sewer, gas and water mains to the curb lines in said street for each lot fronting upon said street within thirty (30) days after the passage of this ordinance. Upon failure of any such owner to make or cause said connections to be made, the same will be made by the Department of Public Works, in which case the costs and expenses of making said connections will be assessed upon the real estate benefitted. Each 25 feet of frontage upon said street for the purposes of this improvement shall be considered a lot.

Section 3. Said improvement shall be undertaken as a local improvement and the cost thereof shall be assessed upon the lands and real estate upon the line and in the vicinity of said improvement which may be benefitted by said improvement, as provided in Chapter 56 of Title 40 of the Revised Statutes of New Jersey. All assessments levied for said improvement shall in each case be as nearly as may be in proportion to and not in excess of the peculiar benefit, advantage or increase in value which the respective lots and parcels of real estate shall be deemed to receive by reason of such improvement. The total amount of the assessments so levied shall not exceed the cost of said improvement. The portion of such cost which shall not be so assessed shall be paid by the City as in the case of a general improvement which is to be paid for by general taxation.

Section 4. The sum of $20,000. is hereby appropriated from the Capital Improvement Fund to pay the cost of making said improvement.

Section 5. This ordinance shall take effect at the time and in the manner provided by law.

President Bontempo called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

No one appearing, President Bontempo entertained the motion that the hearing in this matter be closed and a motion to close the hearing was made by Councilman Gordon, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

6-PH-B. The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, this being the date and time set therefor.

AN ORDINANCE TO AMEND PARAGRAPH 2 OF SEC. 36.6 - FOURTH RESIDENCE DISTRICT REGULATIONS - OF CHAPTER 36, ZONING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED AND SUPPLEMENTED.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That paragraph 2 "Use Regulations" of Section 36.6, Fourth Residence District Regulations, of Chapter 36, Zoning, of the Revised Ordinances of the City of Newark, New Jersey, 1951, be and the same is hereby amended to read as follows:

2. Use Regulations. A building or premises shall be used only for the following purposes:

a. Any use permitted in the Third Residence District.

b. Subject to the special regulations as set forth in paragraph 6 of this section, the following specific uses are permitted:

(1) Insurance underwriting, the keeping of records and such further office work as may be incidental to the carrying on of the business of insurance risks of every kind under the law of the several states and of the United States, relating thereto.

(11) Maintenance of editorial departments and business offices in connection with the publishing of books, magazines, newspapers, etc., but not including printing or binding or any mechanical processes.

(111) Offices maintained only for the keeping of fiscal records or for statistical work.

(1V) Convalescent and nursing homes.

This ordinance shall take effect upon final passage and publication according to law.

President Bontempo called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

No one appearing, President Bontempo entertained the motion that the hearing in this matter be closed and a motion to close the hearing was made by Councilman Melillo, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

6-Ph-c. The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, this being the date and time set therefor.

AN ORDINANCE PROVIDING FOR GUARANTY BY THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, OF PRINCIPAL OF AND INTEREST ON $5,600,000 SHORT-TERM BONDS OF THE PARKING AUTHORITY OF THE CITY OF NEWARK.

Recital

Pursuant to ordinance of the City of Newark, in the County of Essex, New Jersey, entitled: "An Ordinance Creating the Parking Authority of the City of Newark", heretofore adopted by the Municipal Council of the City on August 3, 1955, as amended by ordinance adopted on April 4, 1956, the Parking Authority of the City of Newark was created as a public body corporate and politic and a political subdivision of the State pursuant to the Parking Authority Law of New Jersey (L.1948, c. 198), as amended and supplemented. The Authority is authorized and empowered by said Law to exercise public and essential governmental functions with all powers necessary or convenient to carry out and effectuate its corporate purposes, including power to undertake construction, provision and operation of off-street parking projects within the City and for such purpose to issue its negotiable bonds and to secure aid from the City in connection therewith. The Authority plans to construct an underground traffic location center or public parking area or project beneath the lands of the City situate therein at the intersection of Broad Street and Park Place and sometimes referred to as "Military Park". The Authority has requested the City to assist it in financing such project and pursuant to ordinance duly adopted and as authorized and provided for in said law, to unconditionally guarantee the punctual payment of the principal of and interest on bonds of the Authority to be issued pursuant to said Law. The Municipal Council as the governing body of the City has heretofore and does hereby determine that it is necessary and in the public interest for the City to grant such assistance to the Authority and to make the guaranty of the bonds of the Authority as hereinafter in this ordinance provided.

ORDINANCE

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring) AS FOLLOWS:

Section 1. This Municipal Council as the governing body of the City of Newark, in the County of Essex, New Jersey, has heretofore determined and does hereby determine that it is necessary and in the public interest for the City to assist the Parking Authority of the City of Newark in issuing its bonds to finance the construction of an underground traffic location center or public parking area or project beneath the lands of the City

situate therein at the intersection of Broad Street and Park Place and sometimes referred to as "Military Park", and in connection therewith and for such purpose and as provided in and pursuant to the Parking Authority Law of New Jersey (L. 1948, c. 198), as amended and supplemented, and any other laws applicable, to unconditionally guarantee the punctual payment of the principal of and interest on $5,600,000 aggregate principal amount of Parking Revenue Bonds (Military Park-First Series) (herein called the "Bonds") described in Section 2 of this ordinance and to be authorized and issued by the Authority pursuant to said Law and its resolution entitled : "Resolution Authorizing the Issuance of $5,600,000 Parking Revenue Bonds (Military Park-First Series) of the Parking Authority of the City of Newark", as supplemented, and the City of Newark does hereby unconditionally guarantee the punctual payment of the principal and interest on the said Bonds of the Authority, and for such purpose indebtedness of the City is hereby incurred in the amount of $5,600,000.

Section 2. The Bonds shall be dated, shall be in such form and of such detail and of such denomination and payable as to principal and interest at such times and at such place or places and shall mature on such date or dates, not later than July 1, 1961, as shall be hereafter determined by the Authority. Each Bond shall bear interest at a rate or rates of interest per annum not in excess of four per centum (4%) per annum, and shall be issued subject to redemption prior to maturity at the option of the Authority at a redemption price equal to the principal amount thereof plus interest accrued and unpaid from its date to date of redemption and may be sold at public or private sale at a price of not less than its principal amount plus interest (at the rate of interest stated therein) accrued from its date to date of delivery, and each and any Bond within the guaranty provided for in this ordinance shall be evidenced by endorsement thereon as to guaranty by the said City of Newark as to the punctual payment of the principal of and interest on such Bond, in form substantially as follows:

GUARANTY BY THE CITY OF NEWARK

The punctual payment of the principal of and interest on this Parking Revenue Bond (Military Park-First Series) of the Parking Authority of the City of Newark has been and is unconditionally guaranteed by the City of Newark, in the County of Essex, New Jersey.

IN WITNESS WHEREOF, the said City of Newark has caused this guaranty to be evidenced by this endorsement hereon by the signature of its Mayor and of its Director of Finance.

CITY OF NEWARK

/s/____________________
Mayor

/s/____________________
Director of Finance

Prior to issuance of any Bond evidence of such guaranty shall be executed in the name and on behalf of the City by the manual signature of the Mayor and the Director of Finance, each of whom are hereby authorized and directed to execute such guaranty for and on behalf of the City, and forthwith following the issuance and delivery of any Bonds, the Authority shall make a written report to the Municipal Council setting forth the denomination, date of issue, date of maturity, rate of interest, place of payment and amount of money received with respect to each Bond issued and a copy of such report shall be forwarded also to the Mayor and to the Director of Finance.

Section 3. The following matters are hereby determined, declared, recited and stated:

(a) The estimated maximum amount of bonds or notes and the estimated maximum amount of money to be raised from all sources for said purpose is $5,600,000.

(b) The said purpose described in this ordinance is not a current expense of the City and may be lawfully acquired or made as a general improvement and no part of the cost thereof has been or shall be assessed on property specially benefited thereby.

(c) The supplemental debt statement prepared and filed as required by the Local Bond Law of New Jersey has been duly made and filed in the office of the City Clerk and a complete executed original thereof has been filed in the office of the Director of the Division of Local Government of the State of New Jersey, and such statement shows that the gross debt of the City as defined in section 40:1-76 of said Local Bond Law is increased by this ordinance by $5,600,000. and that the said obligations authorized by this ordinance will be within all debt limitations prescribed by said Local Bond Law and the said Parking Authority Law.

(d) The period of usefulness of said purpose according to the reasonable life thereof is hereby determined to be forty (40) years.

Section 4. Pursuant to guaranty of the Bonds provided for in this ordinance as evidenced by endorsement on the Bonds provided, the City shall thereupon and thereafter be obligated to pay the principal of and interest on the Bonds in the same manner and to the same extent as in the case of bonds issued by the City and for such purpose the full faith and credit of the City are hereby pledged to the punctual payment of the principal of and interest on the Bonds, and unless paid by the Authority or provision for such payment be otherwise made, the Bonds shall be unlimited obligations of the City and the City shall be obligated to levy ad valorem taxes upon all the taxable property in the City for the payment of the Bonds and interest thereon without limitation of rate or amount.

Section 5. This ordinance shall take effect twenty (20) days after the first publication thereof after final passage.

President Bontempo called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

MR. ARTHUR FISHBEIN, 282 CHANCELLOR AVENUE, NEWARK, NEW JERSEY, spoke in opposition to this ordinance.

President Bontempo entertained the motion that the hearing in this matter be closed and a motion to close the hearing was made by Councilman Melillo, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Gordon, Melillo, Santoro, Turner, President Bontempo.

No: Councilmen Callaghan, Cooper.

6-Ph-d. The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, this being the date and time set therefor.

AN ORDINANCE PROVIDING FOR LOCATION OF A TRAFFIC CENTER IN THE SUBSURFACE OF MILITARY PARK AND THE LEASING THEREOF TO THE PARKING AUTHORITY OF THE CITY OF NEWARK FOR CONSTRUCTION OF AN UNDERGROUND GARAGE, PROVIDED THAT THE SURFACE OF THE LAND SHALL BE USED FOR PARK PURPOSES.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. The subsurface of Military Park shall be used for a traffic center, wherein shall be constructed and operated a public garage, with accessory uses, such as the sale of gasoline, oil and automobile accessories, to be open to the general public, all as authorized by the statutes.

2. A lease of the aforesaid subsurface premises of Military Park for the purpose aforesaid is hereby authorized with the Parking Authority of the City of Newark, for the term of fifty (50) years, at an annual rental of One ($1.00) Dollar to be paid each year in advance, upon the following express terms and conditions:

(a) The Parking Authority shall forthwith commence the construction of a subsurface garage in accordance with plans and specifications, entitled, "Military Park Underground Parking Garage, Newark, N. J.", dated "15 January 1959", prepared by Frank Grad & Sons, Architect - Engineers.

(b) Upon the completion of the garage the Parking Authority shall maintain and operate the same as a public garage for the general public, or may, as authorized by law, sublet or sublease the same for such purpose, subject to approval of the Municipal Council.

(c) In the event the Parking Authority shall fail or neglect to commence construction as herein provided on or before December 1, 1959, or to diligently prosecute the said work, according to the aforesaid plans and specifications, the City may, upon reasonable notice, reenter and repossess the premises.

(d) Upon completion of the construction work, the surface of Military Park, excepting as to entrances, approaches and exists, and air vent areas, shall be used for the same purpose as used prior to the establishment of such subsurface traffic location center.

3. THE DIRECTOR OF THE DEPARTMENT OF PUBLIC WORKS AND THE CITY CLERK ARE DIRECTED TO EXECUTE A LEASE AS AFORESAID, ACCORDING TO THE AFORESAID AND OTHER TERMS, CONDITIONS AND/OR CONTINGENCIES REQUIRED BY AND IN SUBSTANCE TO BE FINALLY APPROVED BY RESOLUTION OF THE MUNICIPAL COUNCIL, IN FORM APPROVED BY THE CORPORATION COUNSEL.

4. THIS ORDINANCE SHALL TAKE EFFECT UPON FINAL PASSAGE AND PUBLICATION ACCORDING TO LAW.

PRESIDENT BONTEMPO CALLED FOR THOSE DESIRING TO BE HEARD ON THIS ORDINANCE TO APPROACH THE RAIL, GIVE HIS NAME AND ADDRESS AND BE HEARD.

MR. ARTHUR FISHBEIN, 282 CHANCELLOR AVENUE, NEWARK, NEW JERSEY, SPOKE IN OPPOSITION TO THIS ORDINANCE.

PRESIDENT BONTEMPO ENTERTAINED THE MOTION THAT THE HEARING IN THIS MATTER BE CLOSED AND A MOTION TO CLOSE THE HEARING WAS MADE BY COUNCILMAN MELILLO, SECONDED BY COUNCILMAN GORDON AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

NO: COUNCILMEN CALLAGHAN, COOPER.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

PRESIDENT BONTEMPO CALLED FOR ORDINANCES ON SECOND READING AND FINAL PASSAGE.

6-S & F-A. THE CITY CLERK: THE FOLLOWING ORDINANCE, ADOPTED ON FIRST READING, UPON WHICH A HEARING WAS HELD AND CLOSED, IS NOW BEFORE THE COUNCIL FOR CONSIDERATION ON SECOND READING AND FINAL PASSAGE:

AN ORDINANCE TO AUTHORIZE THE GRADING, CURBING, PAVING AND OTHER IMPROVEMENT OF A PORTION OF DELANCY STREET, AS A LOCAL IMPROVEMENT, AND TO PROVIDE FOR THE FINANCING OF THE COST THEREOF BY AN APPROPRIATION FROM THE CAPITAL IMPROVEMENT FUND.

A MOTION TO ADOPT THE ORDINANCE ON SECOND READING AND FINAL PASSAGE WAS MADE BY COUNCILMAN GORDON, SECONDED BY COUNCILMAN BRADY AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

PRESIDENT BONTEMPO: THE YESES ARE NINE AND THE NOES ARE NONE. THIS ORDINANCE HAVING BEEN READ ON TWO SEPARATE DAYS AND HAVING ACHIEVED THE VOTE REQUIRED BY THE STATUTE, IS DECLARED ADOPTED. THE CLERK IS DIRECTED TO DELIVER SAME TO THE MAYOR FOR HIS APPROVAL OR DISAPPROVAL.

6-S & F-B. THE CITY CLERK: THE FOLLOWING ORDINANCE, ADOPTED ON FIRST READING, UPON WHICH A HEARING WAS HELD AND CLOSED, IS NOW BEFORE THE COUNCIL FOR CONSIDERATION ON SECOND READING AND FINAL PASSAGE:

AN ORDINANCE TO AMEND PARAGRAPH 2 OF SEC. 36.6 - FOURTH RESIDENCE DISTRICT REGULATIONS - OF CHAPTER 36, ZONING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED AND SUPPLEMENTED.

A motion to adopt the ordinance on second reading and final passage was made by Councilman Melillo, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-c. The City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage:

AN ORDINANCE PROVIDING FOR GUARANTY BY THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY, OF PRINCIPAL OF AND INTEREST ON $5,600,000 SHORT-TERM BONDS OF THE PARKING AUTHORITY OF THE CITY OF NEWARK.

A motion to adopt the ordinance on second reading and final passage was made by Councilman Melillo, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Gordon, Melillo, Santoro, Turner, President Bontempo.

No: Councilmen Callaghan, Cooper.

President Bontempo: The yeses are seven and the noes are two. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-d. The City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage:

AN ORDINANCE PROVIDING FOR LOCATION OF A TRAFFIC CENTER IN THE SUBSURFACE OF MILITARY PARK AND THE LEASING THEREOF TO THE PARKING AUTHORITY OF THE CITY OF NEWARK FOR CONSTRUCTION OF AN UNDERGROUND GARAGE, PROVIDING THAT THE SURFACE OF THE LAND SHALL BE USED FOR PARK PURPOSES.

A motion to adopt the ordinance on second reading and final passage was made by Councilman Melillo, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Gordon, Melillo, Santoro, Turner, President Bontempo.

No: Councilmen Callaghan, Cooper.

President Bontempo: The yeses are seven and the noes are two. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Clerk is directed to deliver same to the Mayor for his approval or disapproval.

HEARINGS OF CITIZENS.

6-HC-A. THE CITY CLERK STATED THE MUNICIPAL COUNCIL HAD, ON MAY 7, 1959, ADOPTED RESOLUTION NO. 7-R-AO WHICH WAS "RESOLUTION AUTHORIZING NOTICE TO BE GIVEN OF A PUBLIC HEARING TO CONSIDER THE REQUEST OF THE HOUSING AUTHORITY TO RELEASE A CONDITION AND RE-VERTER CLAUSE FOR LOT NO. 9 IN PLOT NO. 13 IN THE REAL ESTATE RECORD OF THE NEWARK AQUEDUCT BOARD AND AUTHORIZING THE ADVERTISEMENT OF SUCH NOTICE IN CONFORMITY WITH R. S. 40:60-51.5".

PURSUANT TO THE STATUTE, THIS RESOLUTION WAS ADVERTISED IN THE NEWARK EVENING NEWS ON MAY 12 AND 19, 1959 SETTING THIS DATE AS A PUBLIC HEARING TO BE HELD ON THE RESOLUTION.

THE CITY CLERK CALLED FOR THOSE DESIRING TO BE HEARD ON THIS RESOLUTION TO APPROACH THE RAIL, GIVE HIS NAME AND ADDRESS AND BE HEARD.

NO ONE APPEARING, A MOTION TO CLOSE THE PUBLIC HEARING AND ADOPT RESOLUTION NO. 7-R-AB RESOLUTION GRANTING THE REQUEST OF THE HOUSING AUTHORITY OF THE CITY OF NEWARK FOR THE RELEASE OF A CONDITION AND REVERTER CLAUSE FOR LOT NO. 9 IN PLOT NO. 13 IN THE REAL ESTATE RECORD OF THE NEWARK AQUEDUCT BOARD, WAS MADE BY COUNCILMAN GORDON, SECONDED BY COUNCILMAN SANTORO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

6-HC-B. THE CITY CLERK STATED THE MUNICIPAL COUNCIL HAD, ON MAY 7, 1959, ADOPTED RESOLUTION NO. 7-R-AP. WHICH WAS "RESOLUTION AUTHORIZING NOTICE TO BE GIVEN OF A PUBLIC HEARING TO CONSIDER THE REQUEST OF THE HOUSING AUTHORITY TO RELEASE A CONDITION AND REVERTER CLAUSE FOR LOT NO. 36 IN PLOT NO. 13 IN THE REAL ESTATE RECORD OF THE NEWARK AQUEDUCT BOARD AND AUTHORIZING THE ADVERTISEMENT OF SUCH NOTICE IN CONFORMITY WITH R. S. 40:60-51.5".

PURSUANT TO THE STATUTE, THIS RESOLUTION WAS ADVERTISED IN THE NEWARK EVENING NEWS ON MAY 12 AND 19, 1959 SETTING THIS DATE AS A PUBLIC HEARING TO BE HELD ON THE RESOLUTION.

THE CITY CLERK CALLED FOR THOSE DESIRING TO BE HEARD ON THIS RESOLUTION, TO APPROACH THE RAIL, GIVE HIS NAME AND ADDRESS AND BE HEARD.

NO ONE APPEARING, A MOTION TO CLOSE THE PUBLIC HEARING AND ADOPT RESOLUTION NO. 7-R-AC RESOLUTION GRANTING THE REQUEST OF THE HOUSING AUTHORITY OF THE CITY OF NEWARK FOR THE RELEASE OF A CONDITION AND REVERTER CLAUSE FOR LOT NO. 36 IN PLOT NO. 13 IN THE REAL ESTATE RECORD OF THE NEWARK AQUEDUCT BOARD, WAS MADE BY COUNCILMAN BRADY, SECONDED BY COUNCILMAN COOPER AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

6-HC-c. The City Clerk stated the Municipal Council had, on May 7, 1959, adopted resolution No. 7-R-aq. which was "Resolution authorizing notice to be given of a public hearing to consider the request of the Housing Authority to release a condition and reverter clause for Lot Nos. 23 and 24 in Plot No. 13 in the R. E. record of the Newark Aqueduct Board and authorizing the advertisement of such notice in conformity with R. S. 40:60-51.5".

Pursuant to the Statute, this resolution was advertised in the Newark Evening News on May 12 and 19, 1959 setting this date as a public hearing to be held on the resolution.

The City Clerk called for those desiring to be heard on this resolution, to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the public hearing and adopt Resolution No. 7-R-ad. RESOLUTION GRANTING THE REQUEST OF THE HOUSING AUTHORITY OF THE CITY OF NEWARK FOR THE RELEASE OF A CONDITION AND REVERTER CLAUSE FOR LOTS NO. 23 AND 24 IN PLOT NO. 13 IN THE REAL ESTATE RECORD OF THE NEWARK AQUEDUCT BOARD, was made by Councilman Santoro, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

6-HC-d. MR. ARTHUR FISHBEIN, 282 CHANCELLOR AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council on the subject, "MEMORIALIZATION OF JOHN FOSTER DULLES".

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a. Councilman Melillo presented and moved RESOLUTION APPROVING OFFER BY ARTHUR C. GILLETTE, ATTORNEY FOR PHILIP TATZ, TO PURCHASE CITY-OWNED LANDS AND PREMISES, AT 609-631 IRVINGTON AVENUE, BLOCK 4277, LOT 44 AND BLOCK 4278, LOT 40, FOR $250,000.00; AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR FINAL BIDS.

The motion was seconded by Councilman Gordon and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner.

No: Councilman Addonizio, President Bontempo.

7-R-b. Councilman Addonizio presented and moved RESOLUTION CANCELLING YEAR 1929 PERSONAL PROPERTY TAXES FOR 805 INDIVIDUALS, TOTALING $5,226.94, REASON - MOVED - CANNOT BE LOCATED.

The motion was seconded by Councilman Brady and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-C. COUNCILMAN ADDONIZIO PRESENTED AND MOVED RESOLUTION REQUESTING RESERVATION OF CAPITAL GRANT FUNDS, APPROVING THE UNDERTAKING OF SURVEYS AND PLANS FOR AN URBAN RENEWAL PROJECT, AND APPROVING FILING OF AN APPLICATION FOR A FEDERAL ADVANCE OF FUNDS.

(TO PROVIDE FEDERAL FUNDS TO CONDUCT A STUDY FOR A PROPOSED "CULTURAL CENTER" FOR THE CITY OF NEWARK).

(COPY OF RESOLUTION AND FORWARDING LETTER FROM MR. RINALDI SUBMITTED TO EACH MEMBER OF THE COUNCIL)

THE MOTION WAS SECONDED BY COUNCILMAN GORDON AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-D. COUNCILMAN ADDONIZIO PRESENTED AND MOVED RESOLUTION AUTHORIZING THE DIRECTOR OF THE DEPARTMENTS OF PUBLIC WORKS AND FINANCE TO EFFECT LIQUIDATION OF RESERVE FOR INVENTORY PURCHASES IN DIVISION OF WATER SUPPLY, DEPARTMENT OF PUBLIC WORKS, FUND BEING DISCONTINUED; AND AUTHORIZING ANY BALANCE IN SAID FUND TO BE TRANSFERRED TO WATER UTILITY OPERATING SURPLUS.

THE MOTION WAS SECONDED BY COUNCILMAN GORDON AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-E. COUNCILMAN ADDONIZIO PRESENTED AND MOVED RESOLUTION APPROVING TRANSFER OF $16,224.00 FROM DIVISION OF WATER SUPPLY, "HOISTING ENGINEER" TO DIVISION OF WATER SUPPLY "HEAVY EQUIPMENT OPERATOR" DUE TO CIVIL SERVICE RULING.

THE MOTION WAS SECONDED BY COUNCILMAN MELILLO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-F. COUNCILMAN SANTORO PRESENTED AND MOVED RESOLUTION AWARDING CONTRACT TO THE NEWARK HOUSING AUTHORITY FOR CERTAIN TECHNICAL SERVICES AND ASSISTANCE IN CONNECTION WITH SURVEYS AND PLANS BEING DEVELOPED BY THE CITY PLANNING STAFF FOR THE "LOWER CLINTON HILL URBAN RENEWAL AREA", PROJECT NO. NJR-38.

THE MOTION WAS SECONDED BY COUNCILMAN BRADY AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-G. COUNCILMAN ADDONIZIO PRESENTED AND MOVED RESOLUTION CANCELLING YEAR 1929 PERSONAL PROPERTY TAXES FOR 271 INDIVIDUALS TOTALING $7,157.80, REASON - MOVED - CANNOT BE LOCATED.

THE MOTION WAS SECONDED BY COUNCILMAN GORDON AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-H. COUNCILMAN GORDON PRESENTED AND MOVED RESOLUTION AUTHORIZING THE ISSUANCE OF BOND ANTICIPATION NOTES IN THE AMOUNT OF $50,000. TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED FEBRUARY 5, 1958 "APPROPRIATING $60,000. TO FINANCE THE CONSTRUCTION OF A SANITARY SEWER IN AVENUE L AND AUTHORIZING THE ISSUANCE OF BONDS TO MEET SUCH APPROPRIATION AND THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS".

THE MOTION WAS SECONDED BY COUNCILMAN SANTORO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-I. COUNCILMAN GORDON PRESENTED AND MOVED RESOLUTION AUTHORIZING THE ISSUANCE OF BOND ANTICIPATION NOTES IN THE AMOUNT OF $150,000. TO FINANCE THE APPROPRIATION MADE BY ORDINANCE ADOPTED OCTOBER 3, 1956, "AUTHORIZING THE INSTALLATION OF ADDITIONAL TRAFFIC CONTROL SIGNALS AND TO AUTHORIZE THE ISSUANCE OF $285,000. OF BONDS TO FINANCE THE COST THEREOF, AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE SALE OF SAID BONDS".

THE MOTION WAS SECONDED BY COUNCILMAN ADDONIZIO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-J. COUNCILMAN BRADY PRESENTED AND MOVED RESOLUTION AUTHORIZING THE ISSUANCE OF SCHOOL PROMISSORY NOTES IN THE AMOUNT OF $75,000. TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED SEPTEMBER 18, 1957 "APPROPRIATING $3,053,000 FOR SCHOOL PURPOSES AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SUCH APPROPRIATION".

THE MOTION WAS SECONDED BY COUNCILMAN MELILLO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-K. COUNCILMAN MELILLO PRESENTED AND MOVED RESOLUTION AUTHORIZING THE ISSUANCE OF SCHOOL PROMISSORY NOTES IN THE AMOUNT OF $275,000 TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED JULY 17, 1957 "APPROPRIATING $4,141,000. FOR SCHOOL PURPOSES AND

AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SUCH APPROPRIATION".

The motion was seconded by Councilman Gordon and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-L. Councilman Santoro presented and moved RESOLUTION AUTHORIZING THE ISSUANCE OF SCHOOL PROMISSORY NOTES IN THE AMOUNT OF $50,000. TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED OCTOBER 1, 1958 "APPROPRIATING $813,300. FOR SCHOOL PURPOSES AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SUCH APPROPRIATION".

The motion was seconded by Councilman Melillo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-M. Councilman Gordon presented and moved RESOLUTION AUTHORIZING THE ISSUANCE OF SCHOOL PRIMISSORY NOTES IN THE AMOUNT OF $150,000. TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED OCTOBER 1, 1952 "APPROPRIATING $4,715,885. FOR SCHOOL PURPOSES AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SAID APPROPRIATION".

The motion was seconded by Councilman Santoro and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-N. Councilman Santoro presented and moved RESOLUTION CANCELLING YEARS 1949 TO 1958 PERSONAL PROPERTY TAXES FOR 5 INDIVIDUALS, TOTALING $893.49 REASONS - "MOVED, ERRORS, VETERANS".

The motion was seconded by Councilman Brady and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-O. Councilman Addonizio presented and moved RESOLUTION CANCELLING YEAR 1929 PERSONAL PROPERTY TAXES FOR 570 INDIVIDUALS, TOTALING $3,482.80, REASON - "MOVED - CANNOT BE LOCATED".

The motion was seconded by Councilman Brady and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-p. Councilman Addonizio presented and moved Resolution approving offer by Galante Funeral Home, to purchase City-owned property at 25 Palm Street - 420 Sandford Avenue, Block 4198, Lots 61 and 69, for $1,500.00; authorizing advertising and setting return date for final bids.

The motion was seconded by Councilman Brady and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-q. Councilman Melillo presented and moved Resolution approving bond for David Kampf, Constable, for the year 1959.

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-r. Councilman Addonizio presented and moved Resolution approving offer by James H. Mc Ghee to purchase City-owned property at 318 Norfolk Street, Block 225, Lot 34, for $1,500.00; authorizing advertising and setting return date for final bids.

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-s. Resolution granting permit for fireworks display to Our Lady of Fatima Church, on June 13th and 14th, 1959, and approving the bond required therefor.

The City Clerk reported the application to display fireworks at Our Lady of Fatima Church grounds was disapproved by the Police Department, and under the State Laws a permit cannot be issued without such approval.

A motion to withdraw this resolution was made by Councilman Callaghan, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

Absent During Roll Call: Councilman Cooper.

7-R-t. Resolution granting permit for fireworks display at St. Joseph's Church on June 14, 1959, and approving the bond required therefor.

The City Clerk reported the application to display fireworks at St. Joseph's Church was disapproved by the Police Department, and under the State Laws a permit cannot be issued without such approval.

A motion to withdraw this resolution was made by Councilman Callaghan, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

Absent During Roll Call: Councilman Cooper.

7-R-u. Councilman Melillo presented and moved RESOLUTION GRANTING PERMIT FOR FIREWORKS DISPLAY TO COMMITTEE DESIGNATED BY THE CITY OF NEWARK (CIVIC CLUBS COUNCIL) FOR THE CELEBRATION OF JULY FOURTH, 1959, ON JULY FOURTH, 1959 AND APPROVING THE BOND REQUIRED THEREFOR.

The motion was seconded by Councilman Brady and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-v. Councilman Santoro presented and moved RESOLUTION AUTHORIZING THE CITY TREASURER TO DRAW A CHECK IN THE SUM OF $300.00 TO THE ORDER OF DAVID ROSEN, AGENT, FOR R. & W. REALTY CO., OR HIS ATTORNEY P. PHINEAS JACOBS, DEFENDANT; ORIGINAL FINE FOR VIOLATIONS RELATING TO HOUSING ORDINANCE OF $460.00 IMPOSED BY MUNICIPAL COURT WAS REDUCED TO $160.00 AS A RESULT OF APPEAL TO ESSEX COUNTY COURT.

The motion was seconded by Councilman Melillo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-w. Councilman Addonizio presented and moved RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND OVERPAYMENT IN THE AMOUNT OF $11.25 TO JAMES ABEL, FORMERLY A PATIENT AT MARTLAND MEDICAL CENTER.

The motion was seconded by Councilman Brady and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-x. Councilman Addonizio presented and moved RESOLUTION AUTHORIZING DIRECTOR OF POLICE DEPARTMENT TO EXECUTE ASSIGNMENT OF JUDGMENT TO NED J. PARSEKIAN, DIRECTOR OF THE DIVISION OF MOTOR VEHICLES, STATE OF NEW JERSEY, FOR $1,010.71; THE CITY OF NEWARK HAVING RECOVERED JUDGMENT AGAINST FRED GUGENHAM (UNINSURED) AS RESULT OF DAMAGES TO POLICE AUTOMOBILE. CITY MADE CLAIM AGAINST UNSATISFIED CLAIM AND JUDGMENT FUND BOARD AND WILL RECOVER $810.71, $200.00 BEING STATUTORY DEDUCTIONS.

The motion was seconded by Councilman Melillo and the roll being called, the resolution was adopted by the following votes:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-Y. COUNCILMAN MELILLO PRESENTED AND MOVED RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND THE SUM OF $50.00 TO ESTELLE GIBSON, 418 CENTRAL PARK WEST, NEW YORK CITY, FINE IMPOSED BY THE MUNICIPAL COURT FOR VIOLATION OF HOUSING ORDINANCE AND DECISION REVERSED BY ESSEX COUNTY COURT.

THE MOTION WAS SECONDED BY COUNCILMAN SANTORO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-Z. COUNCILMAN BRADY PRESENTED AND MOVED RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND THE SUM OF $29.00 TO ELLA SMITH, 24 BOSTON STREET, NEWARK, NEW JERSEY, CONFISCATED BY POLICE DUE TO CHARGE OF SALE OF LIQUOR WITHOUT A LICENSE; SUBSEQUENTLY THE GRAND JURY REFUSED TO INDICT ELLA SMITH.

THE MOTION WAS SECONDED BY COUNCILMAN SANTORO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-AA. COUNCILMAN BRADY PRESENTED AND MOVED RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC WORKS TO GIVE NOTICE AND EFFECT RENEWAL OF AGREEMENT WHICH EXPIRES MARCH 31, 1960, FOR A FURTHER PERIOD OF THREE (3) YEARS BETWEEN THE CITY OF NEWARK AND RECLAMATION AND IMPROVEMENT COMPANY, INC. FOR HIRE OF LAND IN KEARNY, NEW JERSEY, FOR DUMPING OF REFUSE, GARBAGE, ETC. COLLECTED BY THE DIVISION OF SANITATION IN THE CITY OF NEWARK, ON THE SAME TERMS.

THE MOTION WAS SECONDED BY COUNCILMAN MELILLO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

COUNCILMAN ADDONIZIO REMARKED THE TIME HAS COME WHEN THE CITY SHOULD THINK OF SETTING UP THEIR OWN DISPOSAL UNIT. HE SUGGESTED THE CITY CLERK LIST THIS ITEM FOR DISCUSSION AT THE NEXT SPECIAL CONFERENCE OF THE MUNICIPAL COUNCIL, AND THAT ALL PREVIOUS INFORMATION ON ATTEMPTS TO ESTABLISH AN INCINERATOR IN THIS CITY BE PRESENTED AT THAT TIME.

7-R-AB. COUNCILMAN GORDON PRESENTED AND MOVED RESOLUTION GRANTING THE REQUEST OF THE HOUSING AUTHORITY OF THE CITY OF NEWARK FOR THE RELEASE OF A CONDITION AND REVERTER CLAUSE FOR LOT NO. 9, IN PLOT NO. 13 IN THE REAL ESTATE RECORD OF THE NEWARK AQUEDUCT BOARD.

(FOR ACTION ON THIS RESOLUTION SEE ITEM 6-HC-A. ON PAGE 15 IN THE MINUTES OF THIS MEETING.)

7-R-ac. Councilman Brady presented and moved RESOLUTION GRANTING THE REQUEST OF THE HOUSING AUTHORITY OF THE CITY OF NEWARK FOR THE RELEASE OF A CONDITION AND REVERTER CLAUSE FOR LOT NO. 36 IN PLOT NO. 13 IN THE REAL ESTATE RECORD OF THE NEWARK AQUEDUCT BOARD.

(For action on this resolution see Item 6-HC-b. on Page 15 in the minutes of this meeting.)

7-R-ad. Councilman Santoro presented and moved RESOLUTION GRANTING THE REQUEST OF THE HOUSING AUTHORITY OF THE CITY OF NEWARK FOR THE RELEASE OF A CONDITION AND REVERTER CLAUSE FOR LOTS NO. 23 AND 24 IN PLOT NO. 13 IN THE REAL ESTATE RECORD OF THE NEWARK AQUEDUCT BOARD.

(For action on this resolution see Item 6-HC-c. on Page 16 in the minutes of this meeting.)

7-R-ae. Councilman Melillo presented and moved RESOLUTION OF THE MUNICIPAL COUNCIL COMMENDING THE COURAGE AND GALLANTRY OF EDWARD ROTONDI, OF 388 CLIFTON AVENUE, NEWARK, NEW JERSEY, ON THE NIGHT OF APRIL 11, 1959.

The motion was seconded by President Bontempo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-af. President Bontempo presented and moved RESOLUTION EXPRESSING THE SORROW OF THE MUNICIPAL COUNCIL ON THE DEATH OF MSGR. JOHN L. MC NULTY, PRESIDENT OF SETON HALL UNIVERSITY AND OUTSTANDING CIVIC LEADER AND HUMANITARIAN.

The motion was seconded by Councilman Melillo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

MOTIONS.

None.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED MAY 22, 1959, ENCLOSING PROPOSED "ORDINANCE ESTABLISHING FEES FOR CERTAIN SERVICES PROVIDED BY THE NEWARK POLICE DEPARTMENT, AND SUPPLEMENTING CHAPTER 2 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951".

(Copy of ordinance submitted to each member of the Council)

A motion to defer action on this matter until such time as the Rules and Regulations referred to in the ordinance have been filed as required by the Administrative

Code, was made by Councilman Brady, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilman Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-b. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED MAY 28, 1959, ENCLOSING PROPOSED "ORDINANCE REPEALING SECTION 17.20.1, 17.20.2, 17.20.3, 17.20.4, 17.20.5, 17.20.6 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED AND SUPPLEMENTED".

(This ordinance repeals a series of ordinances which prohibit stopping, standing or parking in certain designated areas at designated times and days, which ordinances were not acceptable to the State Department of Motor Vehicles)

(Copy of ordinance submitted to each member of the Council)

A motion directing the City Clerk to place this ordinance on the June 17, 1959 Calendar of the Municipal Council for first reading, was made by Councilman Brady, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilman Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-c. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED MAY 28, 1959, ENCLOSING PROPOSED"ORDINANCE TO SUPPLEMENT ARTICLE III OF CHAPTER 17 MOTOR VEHICLES AND TRAFFIC (STREET PARKING), OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED AND SUPPLEMENTED".

(This ordinance replaces ordinance being repealed in Item 8-b.)

(Copy of ordinance submitted to each member of the Council)

A motion directing the City Clerk to place this ordinance on the June 17, 1959 Calendar of the Municipal Council for first reading, was made by Councilman Brady, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-d. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED MAY 28, 1959, ENCLOSING PROPOSED "ORDINANCE TO SUPPLEMENT ARTICLE III OF CHAPTER 17 MOTOR VEHICLES AND TRAFFIC (STREET PARKING), OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED AND SUPPLEMENTED".

(This ordinance replaces ordinance being repealed in Item 8-b.)

(Copy of ordinance submitted to each member of the Council)

A motion directing the City Clerk to place this ordinance on the June 17, 1959 Calendar of the Municipal Council for first reading, was made by Councilman Brady, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-E. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED MAY 28, 1959, ENCLOSING PROPOSED "ORDINANCE TO SUPPLEMENT ARTICLE III OF CHAPTER 17 MOTOR VEHICLES AND TRAFFIC (STREET PARKING), OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED AND SUPPLEMENTED".

(This ordinance replaces ordinance being repealed in Item 8-B.)

(Copy of ordinance submitted to each member of the Council)

A motion directing the City Clerk to place this ordinance on the June 17, 1959 Calendar of the Municipal Council for first reading, was made by Councilman Brady, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilman Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-F. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED MAY 28, 1959, ENCLOSING PROPOSED "ORDINANCE TO SUPPLEMENT ARTICLE III OF CHAPTER 17 MOTOR VEHICLES AND TRAFFIC (STREET PARKING), OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED AND SUPPLEMENTED".

(This ordinance replaces ordinance being repealed in Item 8-B.)

(Copy of ordinance submitted to each member of the Council)

A motion directing the City Clerk to place this ordinance on the June 17, 1959 Calendar of the Municipal Council for first reading, was made by Councilman Brady, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-G. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED MAY 28, 1959, ENCLOSING PROPOSED "ORDINANCE TO SUPPLEMENT ARTICLE III OF CHAPTER 17 MOTOR VEHICLES AND TRAFFIC (STREET PARKING), OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED AND SUPPLEMENTED".

(This ordinance replaces ordinance being repealed in Item 8-B.)

(Copy of ordinance submitted to each member of the Council)

A motion directing the City Clerk to place this ordinance on the June 17, 1959 Calendar of the Municipal Council for first reading, was made by Councilman Brady, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-H. THE CITY CLERK PRESENTED COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED MAY 28, 1959, ENCLOSING PROPOSED "ORDINANCE TO SUPPLEMENT ARTICLE III OF CHAPTER 17 MOTOR VEHICLES AND TRAFFIC (STREET PARKING), OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED AND SUPPLEMENTED".

(THIS ORDINANCE REPLACES ORDINANCE BEING REPEALED IN ITEM 8-B.)

(COPY OF ORDINANCE SUBMITTED TO EACH MEMBER OF THE COUNCIL)

A MOTION DIRECTING THE CITY CLERK TO PLACE THIS ORDINANCE ON THE MAY 17, 1959 CALENDAR OF THE MUNICIPAL COUNCIL FOR FIRST READING, WAS MADE BY COUNCILMAN BRADY, SECONDED BY COUNCILMAN SANTORO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

PETITIONS.

NONE.

PENDING BUSINESS ON THE CALENDAR.

9-A. COMMUNICATION FROM HIS HONOR, MAYOR LEO P. CARLIN, RECEIVED APRIL 10, 1959, NOMINATING VINCENT P. TORPPEY, 124 OAKLAND TERRACE, NEWARK, TO THE OFFICE OF CORPORATION COUNSEL, FOR A TERM COMMENCING AS OF DATE OF APPROVAL BY THE MUNICIPAL COUNCIL AND ENDING JULY 1, 1962, AT AN ANNUAL SALARY OF $15,000.00.

(COUNCIL MET WITH MR. TORPPEY MAY 12, 1959)

COUNCILMAN CALLAGHAN MOVED TO CONCUR IN THE NOMINATION OF VINCENT P. TORPPEY AS CORPORATION COUNSEL FOR A TERM COMMENCING AS OF DATE OF APPROVAL BY THE MUNICIPAL COUNCIL AND ENDING JULY 1, 1962, AT AN ANNUAL SALARY OF $19,500.00.

PRESIDENT BONTEMPO SECONDED THE MOTION.

COUNCILMAN COOPER REMARKED THIS MATTER SHOULD HAVE BEEN SETTLED DURING THE BUDGET HEARING WHEN THIS RECOMMENDATION WAS MADE BY A MEMBER OF THE COUNCIL. SHE FELT MR. TORPPEY WAS DESERVING OF A SALARY INCREASE, BUT BEING AN APPOINTMENT OF THE MAYOR, THE RECOMMENDATION SHOULD COME FROM HIM.

COUNCILMAN CALLAGHAN ANSWERED THERE WERE OTHER INSTANCES IN WHICH THE MUNICIPAL COUNCIL HAD INCREASED THE SALARY OF OFFICIALS APPOINTED BY THE MAYOR. HE SPOKE AT LENGTH ABOUT THE DILIGENT PERFORMANCE OF THE CORPORATION COUNSEL.

COUNCILMAN ADDONIZIO ASSERTED THE CORPORATION COUNSEL WAS AN EMINENTLY QUALIFIED INDIVIDUAL AND HE HAD A HIGH REGARD FOR HIM, BUT IT WAS HIS OPINION THAT THIS WAS NOT THE TIME TO RAISE THE SALARY OF A CITY OFFICIAL IN THE HIGHER BRACKETS, AND THAT SUCH AN INCREASE WOULD BETTER COME FROM ADMINISTRATION. HE ADDED THERE WERE MANY CITY EMPLOYEES WHO WOULD BE HAPPY TO RECEIVE A $200.00 INCREASE.

COUNCILMAN MELILLO WAS OF THE OPINION THIS WAS NOT THE CORRECT TIME TO CONSIDER

AN INCREASE FOR AN INDIVIDUAL IN THE UPPER ECHELONS OF CITY GOVERNMENT. HE FELT THIS WOULD HAVE A DELETERIOUS EFFECT UPON OTHER CITY EMPLOYEES AND DIRECTORS OF DEPARTMENTS.

PRESIDENT BONTEMPO SAID IT WOULD BE DIFFICULT TO FIND A MAN OF THE CALIBRE OF MR. TORPPEY AND HE SHOULD BE REWARDED FOR THE GREAT AMOUNT OF TIME AND DEVOTION AS A FAITHFUL SERVANT OF THE CITY FOR FIVE YEARS.

AT THIS POINT THE MAKER AND THE SECONDER OF THE MOTION TO CONCUR IN THE NOMINATION AT AN ANNUAL SALARY OF $19,500. WITHDREW THEIR MOTION AND SECOND TO THE MOTION.

PRESIDENT BONTEMPO MOVED TO CONCUR IN THE NOMINATION OF VINCENT P. TORPPEY, AS CORPORATION COUNSEL, FOR A TERM COMMENCING AS OF DATE OF APPROVAL BY THE MUNICIPAL COUNCIL, AND ENDING JULY 1, 1962, AT AN ANNUAL SALARY OF $19,500.00.

COUNCILMAN TURNER SECONDED THE MOTION.

THE MOTION FAILED OF ADOPTION BY THE FOLLOWING VOTES:

YES: COUNCILMEN CALLAGHAN, TURNER, PRESIDENT BONTEMPO.

NO: COUNCILMEN ADDONIZIO, COOPER, GORDON, MELILLO, SANTORO.

NOT VOTING: COUNCILMAN BRADY.

COUNCILMAN SANTORO ASSERTED THE RECOMMENDATION FOR AN INCREASE SHOULD EMANATE FROM THE MAYOR. HE FURTHER STATED HE APPROVED OF MR. TORPPEY'S CONFIRMATION BUT WAS OPPOSED TO THE SALARY INCREASE AS IT WOULD NOT BE FAIR TO THE MAJORITY OF CITY EMPLOYEES AND OTHER DEPARTMENT DIRECTORS.

COUNCILMAN GORDON WAS OF THE OPINION THE COUNCIL SHOULD CONFIRM THE CORPORATION COUNSEL AND LEAVE THE SALARY QUESTION OPEN FOR FURTHER DISCUSSION.

COUNCILMAN ADDONIZIO MOVED TO CONCUR IN THE NOMINATION OF VINCENT P. TORPPEY, AS CORPORATION COUNSEL, FOR A TERM COMMENCING AS OF DATE OF APPROVAL BY THE MUNICIPAL COUNCIL AND ENDING JULY 1, 1962, AT AN ANNUAL SALARY OF $15,000.00.

COUNCILMAN MELILLO SECONDED THE MOTION.

PRESIDENT BONTEMPO: WILL THE COUNCIL CONFIRM THE NOMINATION?

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

PRESIDENT BONTEMPO: THE NOMINATION IS CONFIRMED.

9-B. COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED MARCH 5, 1959, ENCLOSING LETTER FROM FRED J. GASSERT, REPRESENTING THE QUEEN OF ANGELS CHURCH, SEEKING A RELEASE FROM THE RESTRICTION ON A PIECE OF PROPERTY PURCHASED FROM THE CITY OF NEWARK FEBRUARY 9, 1949.

(COPY OF CORRESPONDENCE SUBMITTED TO EACH MEMBER OF THE COUNCIL)

(REPLY FROM MR. GASSERT RE: COUNTER PROPOSAL OF COUNCIL TO RESELL PROPERTY TO CITY)

A MOTION TO DEFER ACTION ON THIS MATTER WAS MADE BY COUNCILMAN MELILLO, SECONDED BY COUNCILMAN BRADY AND ADOPTED BY THE FOLLOWING VOTES:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

9-c. OFFER FROM MRS. AGNES WEDENSKY, MADISON SQUARE HOTEL, 37 MADISON AVENUE, NEW YORK CITY, TO PURCHASE 5.08 ACRES OF CITY-OWNED LAND IN WEST MILFORD TOWNSHIP, SITUATED IN THE NORTHEAST CORNER OF THE PEQUANNOCK WATERSHED, FOR THE SUM OF $1,524.00.

A motion to reject this offer was made by Councilman Santoro, seconded by Councilman Callaghan and adopted by the following votes:

Yes: Councilman Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

9-d. PRESIDENT BONTEMPO AUTHORIZED BY MOTION OF COUNCIL TO APPOINT A "COMMITTEE TO REVIEW THE TAXICAB ORDINANCE".

President Bontempo appointed Councilman Turner, Chairman, Councilman Addonizio and Councilman Santoro as members of this Committee.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a. The City Clerk reported the following Bingo and Raffles Licenses were issued from May 18, 1959 to May 28, 1959:

BINGO LICENSES

LICENSEE	LICENSE NUMBER
St. Philip Neri Church	1619
Disabled American Veterans - Melvin Spitz Chapter #3	1624
Combined Societies of St. Patrick's Church	1626

RAFFLES LICENSES

LICENSEE	LICENSE NUMBER
St. Rocco's Society C.Y.O.	1617
Children (Sr.) of Mary Sodality of St. Rocco's Church	1618
Our Lady of Mt. Carmel P. T. A.	1620
Dominican Fathers of St. Antoninus Church	1621
Adult Advisory Board - Blessed Sacrament Church	1622
Flo Okin Cancer Relief	1623
Essex County Federation of Holy Name Societies	1625

A motion to concur in the report was made by Councilman Gordon, seconded by Councilman Callaghan and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

RELEASES.

NONE.

ADJOURNMENT.

12. A MOTION TO ADJOURN THIS MEETING WAS MADE BY COUNCILMAN ADDONIZIO, SECONDED BY COUNCILMAN TURNER AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

THIS MEETING ADJOURNED AT 12:55 A. M., JUNE 4, 1959.

APPROVED:

HARRY S. REICHENSTEIN — CITY CLERK

MICHAEL A. BONTEMPO — PRESIDENT

NEWARK, NEW JERSEY, JUNE 17, 1959

A REGULARLY SCHEDULED MEETING OF THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, WAS HELD ON THE ABOVE DATE IN THE COUNCIL CHAMBER, CITY HALL, NEWARK, NEW JERSEY, AT 8:00 P. M.

THE AUDIENCE AROSE FOR THE NATIONAL ANTHEM.

THE PRAYER WAS OFFERED BY REVEREND CANON RICHARD C. WILLIAMS, TRINITY CATHEDRAL.

PRESIDENT BONTEMPO CALLED THE MEETING TO ORDER AND ASKED FOR ROLL CALL.

PRESENT: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO, CITY CLERK HARRY S. REICHENSTEIN, CLERK OF THE COUNCIL; SERGEANT ANGELO GURRERA, SERGEANT-AT-ARMS.

DIRECTOR OF POLICE JOSEPH F. WELDON WAS INVITED TO SIT ON THE ROSTRUM BY PRESIDENT BONTEMPO.

3-A. PRESENTATION BY MUNICIPAL COUNCIL OF RESOLUTION OF COMMENDATION TO EDWARD ROTONDI, OF 388 CLIFTON AVENUE, A STUDENT OF BARRINGER HIGH SCHOOL, FOR HIS GALLANTRY AND COURAGE IN COMING TO THE AID OF A WOMAN WHO WAS BEING ATTACKED.

THE CITY CLERK ANNOUNCED THE COUNCIL WOULD DEVIATE BRIEFLY FROM THE REGULAR CALENDAR OF THE MEETING FOR THE PURPOSE OF A PRESENTATION TO BE MADE BY PRESIDENT BONTEMPO.

PRESIDENT BONTEMPO WELCOMED EDWARD ROTONDI, A STUDENT OF BARRINGER HIGH SCHOOL, AND COMMENDED HIM FOR HIS PERSONAL COURAGE AND HIS SENSE OF CIVIC DUTY AS EVIDENCED BY HIS ACTIONS ON THE NIGHT OF APRIL 11, 1959.

COUNCILMAN MELILLO READ IN FULL "RESOLUTION OF THE MUNICIPAL COUNCIL COMMENDING THE COURAGE AND GALLANTRY OF EDWARD ROTONDI, OF 388 CLIFTON AVENUE, NEWARK, NEW JERSEY, ON THE NIGHT OF APRIL 11, 1959".

PRESIDENT BONTEMPO PRESENTED A FRAMED ENGROSSED RESOLUTION TO EDWARD ROTONDI.

DIRECTOR WELDON EXTENDED THE THANKS OF THE POLICE DEPARTMENT TO EDWARD ROTONDI AND COMMENDED HIM FOR HIS COURAGEOUS ACTION.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

4-A. DIGEST OF TESTIMONY TAKEN AT MEETING OF BOARD OF ADJUSTMENT ON MAY 26, 1959.

A MOTION THAT THE DIGEST OF TESTIMONY BE RECEIVED WAS MADE BY COUNCILMAN BRADY, SECONDED BY COUNCILMAN ADDONIZIO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

4-B. REPORT OF DIVISION OF BUILDINGS, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTH OF MAY, 1959.

A MOTION THAT THE REPORT BE RECEIVED AND PLACED ON FILE WAS MADE BY COUNCILMAN

Cooper, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-c. REPORT OF CITY CLERK, FOR THE MONTH OF MAY, 1959.

A motion that the report be received and placed on file was made by Councilman Addonizio, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-d. REPORT OF AUDIT OF PASSAIC VALLEY SEWERAGE COMMISSIONERS, GENERAL FUND ACCOUNT, FOR THE YEAR ENDED DECEMBER 31, 1958.

A motion that the report be received and placed on file was made by Councilman Santoro, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-e. BUDGETARY STATEMENT, SHOWING CONDITION OF ACCOUNTS, ENDING MAY 31, 1959, SUBMITTED BY DIRECTOR OF FINANCE.

A motion that the budgetary statement be received and placed on file was made by Councilman Callaghan, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-f. REPORT OF IVY HAVEN, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTH OF MAY, 1959.

A motion that the report be received and placed on file was made by President Bontempo, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-g. REPORT OF MUNICIPAL COURT, PARTS 1, 2 AND 5, FOR THE MONTH OF MAY, 1959.

A motion that the report be received and placed on file was made by Councilman Cooper, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

PENDING BOARD OF ADJUSTMENT APPLICATIONS.

None.

BOARD OF ADJUSTMENT APPLICATIONS.

4-A-1. The City Clerk read APPLICATION OF JOSEPH MENZA (CARMINE CANTALUPO AND WIFE, OWNERS) FOR THE PREPARING OF MACARONI FOR WHOLESALE AND RETAIL SALE IN A 3RD RESIDENCE DISTRICT; ON PREMISES 304 WALNUT STREET.

(Vote of Board of Adjustment 4-0. No objectors)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Santoro, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-A-2. The City Clerk read APPLICATION OF BLANEY ASSOCIATES, OWNER, FOR OFFICE, SALE AND STORAGE OF OIL BURNER PARTS AND THE TESTING AND REPAIRING OF SMALL OIL BURNER MOTORS IN A 2ND RESIDENCE DISTRICT, ON PREMISES 88-90 STUYVESANT AVENUE; SUCH USE TO BE LIMITED TO THE PERIOD ENDING FIVE YEARS FROM DATE HEREOF.

(Vote of Board of Adjustment 4-0. 5 objectors)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and defer further action on this application was made by Councilman Addonizio, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

Mayor Carlin, who arrived at this time, was invited to sit on the dais by President Bontempo.

4-A-3. The City Clerk read APPLICATION OF MAX ROCHE (JEWISH COMMUNITY FOUNDATION, OWNER); FOR THE EXTENSION OF A PRIVATE PARKING STATION OF PROPOSED APARTMENT AT 128-134 CHANCELLOR AVENUE IN A 1ST RESIDENCE DISTRICT; ON PREMISES 111-117 HANSBURY AVENUE.

(Vote of Board of Adjustment 3-0. 21 objectors)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

The following spoke in opposition to the granting of this variance:

MR. JOSEPH BRODY, ATTORNEY, REPRESENTING HANSBURY-CHANCELLOR AVENUES GROUPS, 11 COMMERCE STREET, NEWARK, NEW JERSEY.

MR. DAVID H. WIENER, 29 VASSAR AVENUE, NEWARK, NEW JERSEY.

MR. JACK L. HOLSTEIN, ATTORNEY FOR SOME OBJECTORS, 790 BROAD STREET, NEWARK, NEW JERSEY.

MR. THOMAS P. FORD, JR., ATTORNEY, 1180 RAYMOND BOULEVARD, NEWARK, RESIDENCE - 70 ST. PAUL AVENUE, NEWARK, NEW JERSEY.

MR. LOUIS ENGLANDER, 105 KEER AVENUE, NEWARK, NEW JERSEY.

MR. SEYMOUR SOLONDZ, 99 HANSBURY AVENUE, NEWARK, NEW JERSEY.

MR. HERMAN STERN, 134 CHANCELLOR AVENUE, NEWARK, NEW JERSEY.

MR. MURRAY WIENER, 105 HANSBURY AVENUE, NEWARK, NEW JERSEY.

MR. SOL COHEN, 89 CENTRAL AVENUE, CLIFTON, NEW JERSEY, REPRESENTING THE APPLICANT, SPOKE IN FAVOR OF GRANTING THIS VARIANCE.

COUNCILMAN COOPER SAID SHE COULD NOT UNDERSTAND HOW A TRAFFIC REPORT COULD BE FAVORABLE WHEN TRAFFIC CONDITIONS IN THIS AREA HAVE BEEN SO HAZARDOUS. SHE POINTED OUT THE CITY HAS BEEN ENDEAVORING TO GET A TRAFFIC LIGHT AT THE CORNER OF PARKVIEW TERRACE AND CHANCELLOR AVENUE BUT HAS BEEN EXPERIENCING DIFFICULTY BECAUSE CHANCELLOR AVENUE IS A COUNTY ROAD.

COUNCILMAN MELILLO QUESTIONED THE ATTORNEY FOR THE APPLICANT ABOUT THE POSSIBILITY OF HAVING UNDERGROUND PARKING FOR FORTY-FOUR CARS AND MR. ROCHE, THE ARCHITECT FOR THE APPLICANT, REPLIED THIS WOULD NOT BE ECONOMICALLY FEASIBLE.

A MOTION TO CLOSE THE HEARING WAS MADE BY COUNCILMAN BRADY, SECONDED BY COUNCILMAN COOPER AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

A MOTION TO REJECT THIS APPLICATION WAS MADE BY COUNCILMAN COOPER AND SECONDED BY COUNCILMAN SANTORO.

COUNCILMAN COOPER POINTED OUT PEOPLE IN THIS AREA HAD EXPENDED A GREAT DEAL OF MONEY ON THEIR PROPERTY AND THIS WAS ONE OF THE FEW 1ST RESIDENTIAL AREAS LEFT IN THE CITY AND SHE FELT IT SHOULD BE PRESERVED.

COUNCILMAN BRADY ADDED THE APPLICANT WAS RESPONSIBLE FOR PROVIDING PARKING SPACE FOR ONE-THIRD OF HIS TENANCY.

COUNCILMAN ADDONIZIO SAID HE WAS OF THE OPINION THAT THE COUNCIL SHOULD PRESERVE THE AESTHETIC APPEARANCE OF OUR NEIGHBORHOODS.

THE MOTION TO REJECT THIS APPLICATION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

REPORTS OF COMMITTEES.

5-A. COUNCIL COMMITTEE TO STUDY THE FAULKNER ACT.

(COUNCILMEN SANTORO, BRADY, CALLAGHAN)

CHAIRMAN SANTORO REPORTED PROGRESS.

A MOTION TO ACCEPT THE REPORT WAS MADE BY COUNCILMAN ADDONIZIO, SECONDED BY

COUNCILMAN COOPER AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

5-B. COUNCIL STUDY COMMITTEE FOR REVISION AND AMENDMENT OF THE CODE.

(COUNCILMEN GORDON, ADDONIZIO, COOPER)

CHAIRMAN GORDON REPORTED PROGRESS.

A MOTION TO ACCEPT THE REPORT WAS MADE BY COUNCILMAN MELILLO, SECONDED BY COUNCILMAN COOPER AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

5-F. COUNCIL COMMITTEE TO STUDY REGULATIONS AND PROCEDURES FOR EMPLOYEES.

(COUNCILMEN SANTORO, COOPER, MELILLO)

CHAIRMAN SANTORO REPORTED PROGRESS.

A MOTION TO ACCEPT THE REPORT WAS MADE BY COUNCILMAN ADDONIZIO, SECONDED BY COUNCILMAN BRADY AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

5-G. COUNCIL COMMITTEE TO STUDY POSSIBILITY OF BROADENING TAX REVENUE AND NEW SOURCE OF REVENUE.

(COUNCILMEN MELILLO, CALLAGHAN, COOPER)

CHAIRMAN MELILLO REPORTED PROGRESS.

A MOTION TO ACCEPT THE REPORT WAS MADE BY COUNCILMAN ADDONIZIO, SECONDED BY COUNCILMAN GORDON AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

PRESIDENT BONTEMPO INTRODUCED MISS DOROTHY H. CRONHEIM, DIRECTOR, AND MISS AGNES COLEMAN, CHAIRMAN, NEWARK COMMISSION FOR NEIGHBORHOOD CONSERVATION AND REHABILITATION, WHO WERE IN THE AUDIENCE.

5-H. COUNCIL COMMITTEE TO STUDY THE CIVILIAN DEFENSE SET-UP.

(COUNCILMEN ADDONIZIO, COOPER, GORDON)

CHAIRMAN ADDONIZIO REPORTED PROGRESS.

A MOTION TO ACCEPT THE REPORT WAS MADE BY COUNCILMAN BRADY, SECONDED BY COUNCILMAN TURNER AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

5-I. COUNCIL COMMITTEE TO STUDY AND RECOMMEND A POLICY RELATIVE TO CELEBRATION AND HOLIDAY EXPENDITURES.

(Councilmen Melillo, Callaghan, Cooper)

Chairman Melillo reported progress.

A motion to accept the report was made by Councilman Addonizio, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

At this time Mayor Carlin said he regretted appearing at this meeting too late for the presentation of the Resolution of Commendation to Edward Rotondi. He wished to commend the Council for their action in honoring this young courageous student, and offered his personal congratulations to the lad.

5-J. COUNCIL COMMITTEE TO WORK IN CONJUNCTION WITH MELVIN SPITZ CHAPTER NO. 3, DISABLED WAR VETERANS TO MEMORIALIZE THE NAME OF THE LATE MARINE SERGEANT JOHN BASILONE.

(Councilmen Brady, Gordon, Santoro)

Chairman Brady reported progress.

A motion to accept the report was made by Councilman Cooper, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-K. COUNCIL COMMITTEE TO STUDY CORRECTIVE LEGISLATION FOR BETTER REPRESENTATION FOR THE CITY OF NEWARK ON THE PASSAIC VALLEY SEWERAGE COMMISSION.

(Councilmen Addonizio, Brady, Gordon)

Chairman Addonizio reported progress.

A motion to accept the report was made by Councilman Cooper, seconded by Councilman Turner and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-L. COUNCIL COMMITTEE OF THE WHOLE TO EXAMINE THE FEASIBILITY OF CONSTRUCTING A SPORTS ARENA IN NEWARK.

President Bontempo stated some members of this Committee would visit Charlotte, North Carolina to study a new Sports Arena which had been erected in that City two years ago and which was proving to be very successful. He further reported progress.

A motion to accept the report was made by Councilman Melillo, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-M. COUNCIL COMMITTEE TO REVIEW THE TAXICAB ORDINANCE.

(Councilmen Turner, Addonizio, Santoro)

Chairman Turner reported progress.

A motion to accept the report was made by Councilman Callaghan, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Bontempo called for ordinances on first reading.

6-F-A. The City Clerk read AN ORDINANCE REPEALING SECTIONS 17.20.1, 17.20.2, 17.20.3, 17.20.4, 17.20.5 AND 17.20.6 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED AND SUPPLEMENTED.

(This ordinance repeals a series of ordinances which prohibit stopping, standing or parking in certain designated areas at designated times and days, which ordinances were not acceptable to the State Department of Motor Vehicles)

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Brady, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 1, 1959.

6-F-B. The City Clerk read AN ORDINANCE TO SUPPLEMENT ARTICLE III OF CHAPTER 17 MOTOR VEHICLES AND TRAFFIC (STREET PARKING), OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED AND SUPPLEMENTED.

(This ordinance replaces ordinance being repealed in Item 6-F-A)

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Bontempo, seconded by Councilman Callaghan and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on

FIRST READING AS PROVIDED BY LAW. THIS ORDINANCE WILL COME UP FOR A PUBLIC HEARING AND BE CONSIDERED FOR FURTHER ACTION ON JULY 1, 1959.

6-F-c. THE CITY CLERK READ AN ORDINANCE TO SUPPLEMENT ARTICLE III OF CHAPTER 17 MOTOR VEHICLES AND TRAFFIC (STREET PARKING), OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED AND SUPPLEMENTED.

(THIS ORDINANCE REPLACES ORDINANCE BEING REPEALED IN ITEM 6-F-A)

(COPY OF ORDINANCE SUBMITTED TO EACH MEMBER OF THE COUNCIL)

A MOTION TO ADOPT THE ORDINANCE ON FIRST READING WAS MADE BY COUNCILMAN COOPER, SECONDED BY COUNCILMAN GORDON AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

PRESIDENT BONTEMPO: THE YESES ARE NINE AND THE NOES ARE NONE. THIS ORDINANCE IS DECLARED ADOPTED ON FIRST READING AND THE CITY CLERK IS HEREBY AUTHORIZED AND DIRECTED TO ADVERTISE SAID ORDINANCE AND GIVE PUBLIC NOTICE OF ITS INTRODUCTION AND PASSAGE ON FIRST READING AS PROVIDED BY LAW. THIS ORDINANCE WILL COME UP FOR A PUBLIC HEARING AND BE CONSIDERED FOR FURTHER ACTION ON JULY 1, 1959.

6-F-D. THE CITY CLERK READ AN ORDINANCE TO SUPPLEMENT ARTICLE III OF CHAPTER 17 MOTOR VEHICLES AND TRAFFIC (STREET PARKING), OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED AND SUPPLEMENTED.

(THIS ORDINANCE REPLACES ORDINANCE BEING REPEALED IN ITEM 6-F-A)

(COPY OF ORDINANCE SUBMITTED TO EACH MEMBER OF THE COUNCIL)

A MOTION TO ADOPT THE ORDINANCE ON FIRST READING WAS MADE BY COUNCILMAN TURNER, SECONDED BY COUNCILMAN BRADY AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

PRESIDENT BONTEMPO: THE YESES ARE NINE AND THE NOES ARE NONE. THIS ORDINANCE IS DECLARED ADOPTED ON FIRST READING AND THE CITY CLERK IS HEREBY AUTHORIZED AND DIRECTED TO ADVERTISE SAID ORDINANCE AND GIVE PUBLIC NOTICE OF ITS INTRODUCTION AND PASSAGE ON FIRST READING AS PROVIDED BY LAW. THIS ORDINANCE WILL COME UP FOR A PUBLIC HEARING AND BE CONSIDERED FOR FURTHER ACTION ON JULY 1, 1959.

6-F-E. THE CITY CLERK READ AN ORDINANCE TO SUPPLEMENT ARTICLE III OF CHAPTER 17 MOTOR VEHICLES AND TRAFFIC (STREET PARKING), OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED AND SUPPLEMENTED.

(THIS ORDINANCE REPLACES ORDINANCE BEING REPEALED IN ITEM 6-F-A)

(COPY OF ORDINANCE SUBMITTED TO EACH MEMBER OF THE COUNCIL)

A MOTION TO ADOPT THE ORDINANCE ON FIRST READING WAS MADE BY COUNCILMAN

Turner, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 1, 1959.

6-F-F. The City Clerk read AN ORDINANCE TO SUPPLEMENT ARTICLE III OF CHAPTER 17 MOTOR VEHICLES AND TRAFFIC (STREET PARKING), OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED AND SUPPLEMENTED.

(This ordinance replaces ordinance being repealed in Item 6-F-A)

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Santoro, seconded by Councilman Callaghan and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 1, 1959.

6-F-G. The City Clerk read AN ORDINANCE TO SUPPLEMENT ARTICLE III OF CHAPTER 17 MOTOR VEHICLES AND TRAFFIC (STREET PARKING), OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED AND SUPPLEMENTED.

(This ordinance replaces ordinance being repealed in Item 6-F-A)

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Callaghan, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 1, 1959.

PUBLIC HEARING ON ORDINANCES AS ADVERTISED.

6-PH-A. THE CITY CLERK: THE FOLLOWING ORDINANCE WAS ADOPTED ON FIRST READING, ADVERTISED IN ACCORDANCE WITH LAW AND A HEARING DATE SET. IT IS NOW BEFORE YOU FOR PUBLIC HEARING, THIS BEING THE DATE AND TIME SET THEREFOR.

AN ORDINANCE TO CHANGE THE ZONING MAP, CHAPTER 36, "ZONING", OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED AND SUPPLEMENTED.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. THAT THE ZONING MAP OF CHAPTER 36, "ZONING", OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, BE AND THE SAME IS HEREBY AMENDED BY CHANGING THE SAID ZONING MAP AS FOLLOWS:

1. FROM A THIRD RESIDENCE DISTRICT TO A FOURTH RESIDENCE DISTRICT ALL THAT AREA OF LAND AND PREMISES BOUNDED BY LUDLOW STREET ON THE WEST, VAN VECHTEN STREET ON THE NORTH, CARRINGTON STREET ON THE SOUTH, AND ON THE EAST BY A LINE ONE HUNDRED FEET WEST OF FRELINGHUYSEN AVENUE.

2. FROM A SECOND RESIDENCE DISTRICT TO A FOURTH RESIDENCE DISTRICT ALL THAT AREA OF LAND AND PREMISES BEGINNING AT THE SOUTHWESTERLY CORNER OF THE PROPOSED PROPERTY FOR PROJECT NJ-2-16, SAID POINT BEING THE SOUTHWESTERLY CORNER BOUNDARY LINE IN THE CITY OF NEWARK AND THE TOWN OF BELLEVILLE; THENCE (1) PROCEEDING ALONG THE AFORESAID ESTABLISHED BOUNDARY LINE SOUTH 52 DEGREES, 34 MINUTES EAST A DISTANCE OF 100 FEET TO THE WESTERLY LINE OF NORTH 9TH STREET; THENCE (2) STILL ALONG THE AFORESAID ESTABLISHED BOUNDARY LINE SOUTH 32 DEGREES, 1 MINUTE EAST A DISTANCE OF 53.40 FEET TO THE EASTERLY LINE OF NORTH 9TH STREET; THENCE (3) STILL ALONG THE AFORESAID ESTABLISHED BOUNDARY LINE SOUTH 52 DEGREES, 34 MINUTES EAST A DISTANCE OF 74.75 FEET TO THE WESTERLY LINE OF THE RIGHT-OF-WAY OF THE ERIE RAILROAD; THENCE (4) ALONG THE SAME NORTH 64 DEGREES, 4 MINUTES 55 SECONDS EAST A DISTANCE OF 385.16 FEET TO THE SOUTHERLY LINE OF THE PROPERTY GENERALLY KNOWN AS THE STEPHEN CRANE VILLAGE AND BELONGING TO THE HOUSING AUTHORITY OF THE CITY OF NEWARK; THENCE (5) ALONG THE SAME NORTH 65 DEGREES, 19 MINUTES EAST A DISTANCE OF 407.55 FEET TO A POINT IN RANGE WITH THE AFORESAID ESTABLISHED CITY BOUNDARY LINE, SAID LINE BEING ALSO THE REAR PROPERTY LINE OF LOTS FRONTING ON NORTH 9TH STREET; THENCE (5) ALONG A LINE, SAID LINE BEING THE EXTENSION OF THE AFORESAID CITY BOUNDARY LINE AND THE BOUNDARY LINE SOUTH 37 DEGREES, 26 MINUTES EAST, A DISTANCE OF 235.55 FEET TO THE POINT AND PLACE OF BEGINNING.

THIS ORDINANCE SHALL TAKE EFFECT UPON FINAL PASSAGE AND PUBLICATION AS IN LAW PROVIDED.

PRESIDENT BONTEMPO CALLED FOR THOSE DESIRING TO BE HEARD ON THIS ORDINANCE TO APPROACH THE RAIL, GIVE HIS NAME AND ADDRESS AND BE HEARD.

NO ONE APPEARING, PRESIDENT BONTEMPO ENTERTAINED THE MOTION THAT THE HEARING IN THIS MATTER BE CLOSED AND A MOTION TO CLOSE THE HEARING WAS MADE BY COUNCILMAN

Gordon, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Bontempo called for ordinances on second reading and final passage.

6-S & F-A. The City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage:

AN ORDINANCE TO CHANGE THE ZONING MAP, CHAPTER 36, "ZONING", OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED AND SUPPLEMENTED.

A motion to adopt the ordinance on second reading and final passage was made by Councilman Gordon, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Clerk is directed to deliver same to the Mayor for his approval or disapproval.

HEARINGS OF CITIZENS.

None.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-A. The City Clerk called for further bids based upon Resolution No. 7-R-A, adopted June 3, 1959, which resolution approved offer by Arthur C. Gillette, Attorney for Philip Tatz, to purchase City-owned lands and premises at 609-631 Irvington Avenue, Block 4277, Lot 44 and Block 4278, Lot 40, for $250,000.00.

There were no further bids for this property.

A motion to close the bidding and accept the bid offered by Arthur C. Gillette, Attorney for Philip Tatz, 60 Park Place, Newark, New Jersey, was made by Councilman Brady and seconded by Councilman Cooper.

President Bontempo said he could not understand how this building could be used as a Nursing Home if the building had been condemned for use as a Convalescent Hospital. He asserted some City officials had stated it would cost too much to make this building usable.

Councilman Gordon replied he understood the proposed purchaser intended to put approximately $150,000.00 in repairs in this building. He added the State Department of Institutions and Agencies, as well as all local inspection agencies, must approve any institution or it cannot be operated.

Councilman Cooper stated she too understood that extensive renovations would be made by the purchaser and she also added the State Department of Institutions and Agencies would have to give their assent to any institution established.

Councilman Melillo asserted it was inconceivable to him that an individual would invest a quarter of a million dollars in a project without well knowing it was necessary to put his purchase into operating condition.

Councilman Callaghan commented he knew the building was at present not usable, but the purchaser would certainly put it in proper condition.

Councilman Addonizio inquired if this property would become tax exempt, and the City Clerk answered it will not be tax exempt as it is being sold for use as a private institution.

The motion to close the bidding and accept the bid offered by Arthur C. Gillette, Attorney for Philip Tatz, 60 Park Place, Newark, New Jersey, was adopted by the following votes:

Yes: Councilmen Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner.

No: Councilman Addonizio, President Bontempo.

Councilman Brady presented and moved Resolution accepting bid of Arthur C. Gillette, Attorney for Philip Tatz, for purchase of City-owned lands and premises at 609-631 Irvington Avenue, Block 4277, Lot 44 and Block 4278, Lot 40, for $250,000.00.

The motion was seconded by Councilman Cooper and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner.

No: Councilman Addonizio, President Bontempo.

7-R-b. The City Clerk called for further bids based upon Resolution No. 7-R-p, adopted June 3, 1959, which resolution approved offer by Galante Funeral Home to purchase City-owned property at 25 Palm Street - 420 Sandford Avenue, Block 4198, Lots 61 and 69, for $1,500.00.

There were no further bids for this property.

A motion to close the bidding and accept the bid offered by Galante Funeral Home, 406 Sandford Avenue, Newark, New Jersey, was made by Councilman Gordon, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

Councilman Gordon presented and moved Resolution accepting bid of Galante Funeral Home for purchase of City-owned property at 25 Palm Street - 420 Sandford Avenue, Block 4198, Lots 61 and 69, for $1,500.00.

The motion was seconded by Councilman Santoro and the roll being called, the

RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-C. THE CITY CLERK CALLED FOR FURTHER BIDS BASED UPON RESOLUTION NO. 7-R-R, ADOPTED JUNE 3, 1959, WHICH RESOLUTION APPROVED OFFER BY JAMES H. MCGHEE TO PURCHASE CITY-OWNED PROPERTY AT 318 NORFOLK STREET, BLOCK 225, LOT 34, FOR $1,500.00.

MR. JAMES H. MC GHEE AND MR. VINCENT CARUSO, REPRESENTING THE NORTH WARD, INC., OFFERED BIDS ON THIS PROPERTY.

THE HIGHEST BID FOR THIS PROPERTY $1,700.00 WAS MADE BY MR. JAMES H. MC GHEE, 58 EDGERTON TERRACE, EAST ORANGE, NEW JERSEY.

A MOTION TO CLOSE THE BIDDING AND ACCEPT THE HIGHEST BID, OFFERED BY MR. JAMES H. MC GHEE, WAS MADE BY COUNCILMAN BRADY, SECONDED BY COUNCILMAN SANTORO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

COUNCILMAN BRADY PRESENTED AND MOVED RESOLUTION ACCEPTING BID OF JAMES H. MC GHEE FOR PURCHASE OF CITY-OWNED PROPERTY AT 318 NORFOLK STREET, BLOCK 225, LOT 34, FOR $1,700.00.

THE MOTION WAS SECONDED BY COUNCILMAN SANTORO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-D. COUNCILMAN BRADY PRESENTED AND MOVED RESOLUTION APPROVING OFFER BY ANTHONY COLONNELLO TO PURCHASE CITY-OWNED PROPERTY AT 73 BROOKDALE AVENUE, BLOCK 4065, LOT 58, FOR $1,000.00; AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR FINAL BIDS.

THE MOTION WAS SECONDED BY COUNCILMAN COOPER AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-E. COUNCILMAN COOPER PRESENTED AND MOVED RESOLUTION AUTHORIZING THE DIRECTOR OF THE DEPARTMENT OF HEALTH AND WELFARE TO CONTINUE ON A MONTH-TO-MONTH TENANCY WITH LENORE GROVER FOR PREMISES 109 BROOME STREET AND 98 MORTON STREET, FOR A BABY-KEEP-WELL STATION, ON TERMS AND CONDITIONS SET FORTH IN ATTACHED AGREEMENT.

THE MOTION WAS SECONDED BY COUNCILMAN BRADY AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO,

Turner, President Bontempo.

7-R-f. Councilman Brady presented and moved RESOLUTION APPOINTING FRANK ADDONIZIO AND RAYMOND V. SANTORO MEMBERS OF THE BOARD OF SCHOOL ESTIMATE FOR A PERIOD OF ONE (1) YEAR BEGINNING JULY 1, 1959, AND ENDING JUNE 30, 1960.

The motion was seconded by Councilman Cooper and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-g. Councilman Santoro presented and moved RESOLUTION APPOINTING JOSEPH V. MELILLO A MEMBER OF THE SECOND RIVER JOINT MEETING BEGINNING JULY 1, 1959, AND ENDING JUNE 30, 1960.

The motion was seconded by President Bontempo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Santoro, Turner, President Bontempo.

Not Voting: Councilman Melillo.

7-R-h. Councilman Santoro presented and moved RESOLUTION APPOINTING SOPHIE L. COOPER A MEMBER OF THE JOINT MEETING MAINTENANCE BEGINNING JULY 1, 1959, AND ENDING JUNE 30, 1960.

The motion was seconded by President Bontempo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-i. Councilman Melillo presented and moved RESOLUTION APPROVING PERFORMANCE AND MAINTENANCE BONDS, FEDERAL INSURANCE COMPANY OF NEW YORK, SURETY, AND STANDARD BITULITHIC COMPANY, CONTRACTOR, FOR RESURFACING PARTS OF MEEKER AVENUE, BERGEN STREET, FERRY STREET, MT. PROSPECT PLACE, NORTH TWELFTH STREET, SOUTH TWELFTH STREET AND SOUTH THIRTEENTH STREET; KNOWN AS "STATE AID CONTRACT - MEEKER AVENUE AND SIX (6) OTHER STREETS".

The motion was seconded by Councilman Cooper and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-j. Councilman Brady presented and moved RESOLUTION CANCELLING YEAR 1929 PERSONAL PROPERTY TAXES FOR 79 INDIVIDUALS, TOTALING $6,270.70, REASON - "MOVED - CANNOT BE LOCATED".

THE MOTION WAS SECONDED BY COUNCILMAN COOPER AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-K. COUNCILMAN COOPER PRESENTED AND MOVED RESOLUTION APPOINTING RANDALL GREEN AND ALONZO JOHNSON SPECIAL POLICEMEN FOR A TERM ENDING DECEMBER 31, 1959.

THE MOTION WAS SECONDED BY COUNCILMAN BRADY AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-L. PRESIDENT BONTEMPO PRESENTED AND MOVED RESOLUTION APPROVING OFFER BY YURKO NAJDYSZAK TO PURCHASE CITY-OWNED PROPERTY AT 525 SOUTH 18TH STREET, BLOCK 336, LOT 13, FOR $1,000.00; AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR FINAL BIDS.

THE MOTION WAS SECONDED BY COUNCILMAN COOPER AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-M. RESOLUTION APPROVING OFFER BY ISIDOR MERIN, TO PURCHASE CITY-OWNED PROPERTY AT 214-216, 218, 220-222 AND 224 SCHLEY STREET, BLOCK 3733, LOTS 94, 96, 97 AND 98, FOR $7,000.00; AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR FINAL BIDS.

A MOTION TO REJECT THIS OFFER IN VIEW OF THE FACT THAT THIS LAND IS BEING CONTEMPLATED FOR FUTURE USE BY THE CITY AND UPON THE RECOMMENDATION OF THE PLANNING OFFICER, WAS MADE BY COUNCILMAN COOPER, SECONDED BY COUNCILMAN SANTORO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

THE CITY CLERK STATED HE WAS IN RECEIPT OF ANOTHER OFFER FOR THIS PROPERTY WHICH WAS ALSO REJECTED FOR THE SAME REASON AS ABOVE STATED.

7-R-N. COUNCILMAN MELILLO PRESENTED AND MOVED EMERGENCY RESOLUTION APPROPRIATING $2,800.00 FOR SALARIES AND WAGES, DEPARTMENT OF LAW, TO PROVIDE FUNDS FOR ENGAGING OF TWO LAW CLERK TRAINEES.

THE MOTION WAS SECONDED BY COUNCILMAN GORDON AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

COUNCILMAN CALLAGHAN SAID THE CORPORATION COUNSEL SHOULD BE COMMENDED FOR SETTING UP THIS SYSTEM FOR TRAINING WHICH WOULD ENABLE LAW CLERKS TO BECOME FAMILIAR WITH THE LEGAL ASPECTS OF MUNICIPAL GOVERNMENT.

MOTIONS.

7-M-A. COUNCILMAN MELILLO MOVED THAT THE QUESTION RELATING TO MANCHESTER PLACE AND THE DECREASING OF THE WIDTH OF THAT STREET SO AS TO PERMIT THE PROPERTY OWNERS AN OPPORTUNITY TO USE THEIR DRIVEWAYS WHICH AT THE PRESENT TIME THEY ARE NOT USING, AND THE QUESTION OF EXTENDING VERONA AVENUE SO AS TO AVOID THE PRESENT NECESSITY OF THE TRUCKS GOING THROUGH THIS RESIDENTIAL NEIGHBORHOOD BE DISCUSSED WITH MAYOR CARLIN, BUSINESS ADMINISTRATOR RINALDI AND DIRECTOR ANDRESS AT THE NEXT CONFERENCE OF THE MUNICIPAL COUNCIL JUNE 23, 1959.

THE MOTION WAS SECONDED BY COUNCILMAN COOPER AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-A. THE CITY CLERK PRESENTED COMMUNICATION FROM HIS HONOR, MAYOR LEO P. CARLIN, RECEIVED JUNE 8, 1959, REAPPOINTING WALTER DOWD, 110 SUNSET AVENUE, NEWARK, TO THE BOARD OF EXAMINERS OF PLUMBERS, DIVISION OF INSPECTIONS, FOR A TERM EXPIRING DECEMBER 31, 1960; AND APPOINTING OTTO R. GROEL, 114 COLUMBIA AVENUE, NEWARK, TO THE BOARD OF EXAMINERS OF PLUMBERS, DIVISION OF INSPECTIONS, FOR A TERM EXPIRING DECEMBER 31, 1960.

A MOTION THAT THIS COMMUNICATION BE RECEIVED AND PLACED ON FILE WAS MADE BY COUNCILMAN CALLAGHAN, SECONDED BY COUNCILMAN SANTORO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

8-B. THE CITY CLERK PRESENTED COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED JUNE 8, 1959, ENCLOSING COPIES OF REPORTS WITH REGARD TO COMPLAINTS OF VIOLATIONS MADE BY VARIOUS MEMBERS OF THE NEWARK TENANTS LEAGUE.

(COPY OF CORRESPONDENCE SUBMITTED TO EACH MEMBER OF THE COUNCIL)

A MOTION THAT THIS COMMUNICATION BE RECEIVED AND PLACED ON FILE WAS MADE BY COUNCILMAN SANTORO, SECONDED BY COUNCILMAN BRADY AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

PETITIONS.

NONE.

NEWARK, NEW JERSEY, JULY 1, 1959

A REGULARLY SCHEDULED MEETING OF THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, WAS HELD ON THE ABOVE DATE IN THE COUNCIL CHAMBER, CITY HALL, NEWARK, NEW JERSEY, AT 8:00 P. M.

THE AUDIENCE AROSE FOR THE NATIONAL ANTHEM.

THE PRAYER WAS OFFERED BY REVEREND ALBERT J. HESS, ST. ANN'S ROMAN CATHOLIC CHURCH.

PRESIDENT BONTEMPO CALLED THE MEETING TO ORDER AND ASKED FOR ROLL CALL.

PRESENT: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, SANTORO, PRESIDENT BONTEMPO, CITY CLERK HARRY S. REICHENSTEIN, CLERK OF THE COUNCIL; SERGEANT ROBERT J. HORAN, SERGEANT-AT-ARMS.

ABSENT: COUNCILMEN MELILLO, TURNER.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

4-A. THE CITY CLERK PRESENTED REPORT OF RECEIPTS AND DISBURSEMENTS, DEPARTMENT OF FINANCE, FOR THE MONTH OF MAY, 1959.

A MOTION THAT THE REPORT BE RECEIVED AND PLACED ON FILE WAS MADE BY COUNCILMAN SANTORO, SECONDED BY COUNCILMAN GORDON AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, SANTORO, PRESIDENT BONTEMPO.

4-B. THE CITY CLERK PRESENTED DIGEST OF TESTIMONY TAKEN AT A MEETING OF THE BOARD OF ADJUSTMENT ON JUNE 9, 1959.

A MOTION THAT THE DIGEST OF TESTIMONY BE RECEIVED WAS MADE BY COUNCILMAN TURNER, SECONDED BY COUNCILMAN SANTORO, SECONDED BY COUNCILMAN COOPER AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, SANTORO, PRESIDENT BONTEMPO.

COUNCILMEN MELILLO ARRIVED AT THIS TIME.

4-C. THE CITY CLERK PRESENTED REPORT OF MUNICIPAL COURT PART 6, FOR THE MONTH OF MAY, 1959.

A MOTION THAT THE REPORT BE RECEIVED AND PLACED ON FILE WAS MADE BY COUNCILMAN MELILLO, SECONDED BY PRESIDENT BONTEMPO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

4-D. THE CITY CLERK PRESENTED COPY OF MINUTES OF MEETING OF PASSAIC VALLEY SEWERAGE COMMISSION, HELD MAY 20, 1959.

A MOTION THAT THE MINUTES BE RECEIVED WAS MADE BY COUNCILMAN CALLAGHAN, SECONDED BY COUNCILMAN ADDONIZIO, AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

4-E. THE CITY CLERK PRESENTED REPORT OF ADMINISTRATION OF PUBLIC ASSISTANCE, DEPARTMENT OF HEALTH AND WELFARE, FOR THE FIRST FIVE MONTHS, 1959.

A MOTION THAT THE REPORT BE RECEIVED AND PLACED ON FILE WAS MADE BY COUNCILMAN ADDONIZIO, SECONDED BY COUNCILMAN SANTORO, AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

PENDING BOARD OF ADJUSTMENT APPLICATIONS.

4-A-1. THE CITY CLERK READ APPLICATION OF BLANEY ASSOCIATES, OWNER FOR OFFICE, SALE AND STORAGE OF OIL BURNER PARTS AND THE TESTING AND REPAIRING OF SMALL OIL BURNER MOTORS IN A 2ND RESIDENCE DISTRICT, ON PREMISES 88-90 STUYVESANT AVENUE; SUCH USE TO BE LIMITED TO THE PERIOD ENDING FIVE YEARS FROM DATE HEREOF.

(VOTE OF BOARD OF ADJUSTMENT 4-0. 5 OBJECTORS)

(PUBLIC HEARING CLOSED)

A MOTION TO CONCUR IN THE RECOMMENDATIONS OF THE BOARD OF ADJUSTMENT WAS MADE BY COUNCILMAN CALLAGHAN, SECONDED BY COUNCILMAN MELILLO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

COUNCILMAN TURNER ARRIVED AT THIS TIME.

BOARD OF ADJUSTMENT APPLICATIONS.

4-A-2. THE CITY CLERK READ APPLICATION OF MICHAEL A. DELLA PIA, OWNER FOR THE ERECTION OF GASOLINE STATION HAVING A 1-BAY LUBRITORIUM AND 1 NON-AUTOMATIC CAR WASHING BAY AND HAVING 2- 30' DRIVES ON FERRY STREET. GASOLINE STATION IS WITHIN 200' OF A SCHOOL; IN A 2ND INDUSTRIAL DISTRICT; ON PREMISES 700 MARKET STREET AND 356 - 364 FERRY STREET; SUCH USE TO BE LIMITED TO THE PERIOD ENDING TEN YEARS FROM DATE HEREOF.

(VOTE OF BOARD OF ADJUSTMENT 3-2 NO OBJECTORS)

THE CITY CLERK CALLED FOR THOSE DESIRING TO BE HEARD ON THE APPLICATION TO APPROACH THE RAIL, GIVE HIS NAME AND ADDRESS AND BE HEARD.

NO ONE APPEARING, A MOTION TO CLOSE THE HEARING AND DEFER FURTHER ACTION ON THIS APPLICATION WAS MADE BY COUNCILMAN GORDON, SECONDED BY COUNCILMAN SANTORO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

4-A-3. THE CITY CLERK READ APPLICATION OF GULF OIL CORP., OWNER UNDER CONTRACT TO PURCHASE; FOR THE RECONSTRUCTION AND EXTENSION OF EXISTING GASOLINE STATION HAVING 1-BAY LUBRITORIUM AND 1 NON-AUTOMATIC CAR WASHING BAY, IN A 2ND BUSINESS DISTRICT; ON PREMISES 698 - 706 BROADWAY; SUCH USE TO BE LIMITED TO THE PERIOD ENDING TEN YEARS FROM DATE HEREOF.

(VOTE OF BOARD OF ADJUSTMENT 4-1 NO OBJECTORS)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Melillo, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-A-4. The City Clerk read APPLICATION OF LOUIS A. COLELLA, OWNER UNDER CONTRACT TO PURCHASE; FOR THE ERECTION OF A ONE-FAMILY, SPLIT LEVEL DWELLING IN A 1ST RESIDENCE DISTRICT; ON PREMISES 48-50 PINE GROVE TERRACE.

(Vote of Board of Adjustment 5-0 No objectors)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Addonizio, seconded by Councilman Turner and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-A-5. The City Clerk read APPLICATION OF ISADORE J. MILLER, OWNER; FOR THE ERECTION OF A 3-STORY APARTMENT HOUSE CONTAINING 15 FAMILIES AND 1 BASEMENT APARTMENT AND EXCEEDING THE FRONT YARD REQUIREMENTS ON CLINTON PLACE AND WEEQUAHIC AVENUE AND THE LOT AREA PER FAMILY REQUIREMENTS, IN A 2ND RESIDENCE DISTRICT; ON PREMISES 377-383 CLINTON PLACE.

(Vote of Board of Adjustment 3-1 No objectors)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Cooper, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-A-6. The City Clerk read APPLICATION OF MARTIN ZELMAN, OWNER UNDER CONTRACT TO PURCHASE; FOR THE ESTABLISHMENT OF A PRIVATE PARKING STATION FOR CUSTOMERS AND EMPLOYEES OF STORE BUILDING LOCATED ON THE TRACT, SAID STORE BUILDING BEING IN A BUSINESS DISTRICT WHERE USE IS PERMITTED, IN A 4TH RESIDENCE DISTRICT; ON PREMISES 323-339 MT. PROSPECT AVENUE.

(Vote of Board of Adjustment 3-0 4 objectors)

The City Clerk called for those desiring to be heard on the application, to approach the rail, give his name and address and be heard.

The following spoke in opposition to the granting of this variance:

Mr. Gerard Joseph O'Connor, 12 Mt. Prospect Place, Newark, New Jersey.

Mr. Abraham Barkan, 87 Girard Place, Newark, New Jersey, Attorney, representing owner of apartment house at 330 Mt. Prospect Avenue, presented petitions signed by tenants of this apartment house.

Councilman Brady asked Mr. Barkan if he was speaking in opposition to the parking lot or the supermarket and Mr. Barkan replied the applicant feels this is an accessory use for the supermarket.

Mrs. Mary Conlon, 26 Mt. Prospect Place, Newark, New Jersey.

Mr. Carmine Rapoli, 16 Mt. Prospect Place, Newark, New Jersey.

Mrs. Josephine Smith, 306 Mt. Prospect Avenue, Newark, New Jersey.

Mr. Joseph Ronzo, 310 Mt. Prospect Avenue, Newark, New Jersey.

Mr. John Dios, 744 Broad Street, Newark, New Jersey, representing the applicant, spoke in favor of granting this variance.

Councilman Melillo asked Mr. Dios if his remarks meant that it was economically unfeasible for the applicant to construct a supermarket if the variance for the parking lot were not granted. Mr. Dios replied that the supermarket would be constructed in any event, but he meant that it was economically unfeasible to construct a dwelling at this location.

(Mr. Litwack, architect for the applicant, answered several questions with reference to the plans of the proposed supermarket)

No one else appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Santoro, seconded by Councilman Cooper.

Councilman Brady said since he was not present when this matter was discussed at the pre-meeting conference and objections had been made at this meeting, he would like to inspect the premises. He requested the Council to defer action on this application for such study.

At this point Councilman Santoro withdrew his motion to concur and Councilman Cooper withdrew her second to the motion.

A motion to close the hearing and defer further action on this application was made by Councilman Santoro, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-A-7. The City Clerk read APPLICATION OF MRS. MAC'S BAKING CO. (CARDINAL REALTY CO., OWNER); FOR THE ERECTION OF ADDITION TO EXISTING BAKERY TO BE USED FOR PACKING OF BAKED GOODS, EXCEEDING FRONT, SIDES AND REAR YARD REQUIREMENTS, IN A 2ND RESIDENCE DISTRICT; ON PREMISES 588 BELMONT AVENUE.

(Vote of Board of Adjustment 4-0 10 objectors)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

The following spoke in opposition to the granting of this variance:

Mrs. Zulkowski, 60 Hawthorne Avenue, Newark, New Jersey.

Mrs. Mary Williams, 587-589 Belmont Avenue, Newark, New Jersey.

Mr. John Dios, 744 Broad Street, Newark, New Jersey, representing the applicant, spoke in favor of granting this variance.

Councilman Callaghan asked Mr. Dios if the applicant will sit down with the objectors on some of the complaints registered this evening and Mr. Dios replied in the affirmative.

No one else appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Callaghan, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

No: Councilmen Addonizio, Cooper.

Not Voting: Councilman Turner.

4-A-8. The City Clerk read APPLICATION OF MR. AND MRS. JAMES BRIGHT, OWNERS; FOR THE CONVERSION OF A 2-FAMILY TO A 3-FAMILY DWELLING EXCEEDING THE LOT AREA PER FAMILY REQUIREMENTS, IN A 2ND RESIDENCE DISTRICT; ON PREMISES 388 PESHINE AVENUE.

(Vote of Board of Adjustment 4-0 No objectors)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Cooper, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-A-9. The City Clerk read APPLICATION OF GEORGE P. HEMMER; FOR THE ERECTION OF A 1-FAMILY, SPLIT-LEVEL DWELLING, IN A 1ST RESIDENCE DISTRICT; ON PREMISES 152-154 HELLER PARKWAY.

(Vote of Board of Adjustment 4-0 No objectors)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Addonizio, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

REPORTS OF COMMITTEES.

5-A. COUNCIL COMMITTEE TO STUDY THE FAULKNER ACT.

(Councilmen Santoro, Brady, Callaghan)

Chairman Santoro reported progress.

A motion to accept the report was made by Councilman Turner, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-B. COUNCIL STUDY COMMITTEE FOR REVISION AND AMENDMENT OF THE CODE.

(Councilmen Gordon, Addonizio, Cooper)

Chairman Gordon reported progress.

A motion to accept the report was made by President Bontempo, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-F. COUNCIL COMMITTEE TO STUDY REGULATIONS AND PROCEDURES FOR EMPLOYEES.

(Councilmen Santoro, Cooper, Melillo)

Chairman Santoro reported progress.

A motion to accept the report was made by Councilman Callaghan, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-G. COUNCIL COMMITTEE TO STUDY POSSIBILITY OF BROADENING TAX REVENUE AND NEW SOURCE OF REVENUE.

(Councilmen Melillo, Callaghan, Cooper)

Chairman Melillo reported progress.

A motion to accept the report was made by Councilman Addonizio, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-H. COUNCIL COMMITTEE TO STUDY THE CIVILIAN DEFENSE SET-UP.

(Councilmen Addonizio, Cooper, Gordon)

Chairman Addonizio reported progress.

A motion to accept the report was made by Councilman Santoro, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-I. COUNCIL COMMITTEE TO STUDY AND RECOMMEND A POLICY RELATIVE TO CELEBRATION AND HOLIDAY EXPENDITURES.

(Councilmen Melillo, Callaghan, Cooper)

Chairman Melillo reported progress.

A motion to accept the report was made by Councilman Gordon, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-J. COUNCIL COMMITTEE TO WORK IN CONJUNCTION WITH MELVIN SPITZ CHAPTER NO. 3, DISABLED WAR VETERANS TO MEMORIALIZE THE NAME OF THE LATE MARINE SERGEANT JOHN BASILONE.

(Councilmen Brady, Gordon, Santoro)

Chairman Brady reported progress.

A motion to accept the report was made by President Bontempo, seconded by Councilman Turner and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-K. COUNCIL COMMITTEE TO STUDY CORRECTIVE LEGISLATION FOR BETTER REPRESENTATION FOR THE CITY OF NEWARK ON THE PASSAIC VALLEY SEWERAGE COMMISSION.

(Councilmen Addonizio, Brady, Gordon)

Chairman Brady reported progress.

A motion to accept the report was made by Councilman Melillo, seconded by Councilman Turner and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-L. COUNCIL COMMITTEE OF THE WHOLE TO EXAMINE THE FEASIBILITY OF CONSTRUCTING A SPORTS ARENA IN NEWARK.

President Bontempo reported progress.

A motion to accept the report was made by President Bontempo, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-M. COUNCIL COMMITTEE TO REVIEW THE TAXICAB ORDINANCE.

(Councilmen Turner, Addonizio, Santoro)

Chairman Turner reported progress.

A motion to accept the report was made by Councilman Cooper, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

None.

PUBLIC HEARING ON ORDINANCES AS ADVERTISED.

6-PH-A. The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, this being the date and time set therefor.

AN ORDINANCE REPEALING SECTIONS 17.20.1, 17.20.2, 17.20.3, 17.20.4, 17.20.5, AND 17.20.6 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED AND SUPPLEMENTED.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 17.20.1, 17.20.2, 17.20.3, 17.20.4, 17.20.5, and 17.20.6 of the Revised Ordinances of the City of Newark, New Jersey, 1951, which sections were adopted June 4th, 1958 be and the same are hereby repealed.

Section 2. This ordinance shall take effect twenty days after final passage, and publication in accordance with the laws of the State of New Jersey.

President Bontempo called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

No one appearing, President Bontempo entertained the motion that the hearing in this matter be closed and a motion to close the hearing was made by Councilman Addonizio, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

Councilman Callaghan introduced Mr. Kessler, a teacher at East Side and Central High Schools, who was present in the audience. Councilman Callaghan remarked Mr. Kessler was instilling in his students a knowledge of good government and his presence here tonight indicated his interest in Municipal government.

6-Ph-B. The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, this being the date and time set therefor.

AN ORDINANCE TO SUPPLEMENT ARTICLE III OF CHAPTER 17 MOTOR VEHICLES AND TRAFFIC (STREET PARKING), OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Article III of Chapter 17 of the Revised Ordinances of The City of Newark (Revision of 1951) be supplemented so that there shall be added thereto Section 17.20.1 which shall read as follows:

SECTION 17.20.1- STOPPING, STANDING, OR PARKING PROHIBITED BETWEEN THE HOURS OF 9:00 A. M. AND 12:00 NOON ON MONDAYS ONLY ON THE SOUTH AND EAST SIDES OF DESIGNATED AREA: AND BETWEEN THE HOURS OF 12:00 NOON AND 3:00 P. M. ON TUESDAYS ONLY ON THE NORTH AND WEST SIDES OF ALL STREETS WITHIN DESIGNATED AREA.

Section 2. - It shall be unlawful to allow any vehicle to stop, stand or park on Mondays only, between the hours of 9:00 A. M. and 12:00 Noon and 3:00 P. M. on Tuesdays only, on the North and West sides of any of the streets or avenues of the City within an area bounded on the South by Union-Essex County Line (State Highway Route #1 and 9 to Elizabeth Avenue), Hawthorne Avenue (Elizabeth Avenue to Irvington-Newark Line); on the West by Elizabeth Avenue (Union-Essex County Line to Hawthorne Avenue), along Irvington-Newark Line (Hawthorne Avenue to Avon Avenue), on the North by Avon Avenue (Irvington-Newark Line to Elizabeth Avenue); Clinton Avenue and Lincoln Park (Elizabeth Avenue to Broad Street), Chestnut Street (Broad Street to Mc Carter Highway); On the East by McCarter Highway (Chestnut Street to junction of State Highway Route 1 and 9, 21 and 22), State Highway Route 1 and 9 (Junction 1 and 9, 21 and 22 to Union Essex County Line) including both sides of the streets bounding such area.

Section 3. The provisions hereof are in addition to the restrictive provisions of Section 17.20 applicable to any street within the above area.

Section 4. Nothing in this ordinance shall apply to any State Highway located within the aforesaid area which is subject to regulations as established pursuant to Revised Statutes 39:4-138.1.

This ordinance shall take effect twenty days after final passage and publication in accordance with the laws of the State of New Jersey.

President Bontempo called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

No one appearing, President Bontempo entertained a motion that the hearing in this matter be closed and a motion to close the hearing was made by Councilman

Cooper, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

6-Ph-c. The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, this being the date and time set therefor.

AN ORDINANCE TO SUPPLEMENT ARTICLE III OF CHAPTER 17 MOTOR VEHICLES AND TRAFFIC (STREET PARKING), OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED AND SUPPLEMENTED.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Article III of Chapter 17 of the Revised Ordinances of the City of Newark (Revision of 1951) be supplemented so that there shall be added thereto Section 17.20.2 which shall read as follows:

SECTION 17.20.2 STOPPING, STANDING OR PARKING PROHIBITED BETWEEN THE HOURS OF 9:00 A. M. AND 12:00 NOON ON TUESDAYS ONLY ON THE SOUTH AND EAST SIDES OF ALL STREETS WITHIN DESIGNATED AREA; AND BETWEEN THE HOURS OF 12:00 NOON AND 3:00 P. M. ON MONDAYS ONLY ON THE NORTH AND WEST SIDES OF ALL STREETS WITHIN DESIGNATED AREA.

Section 2. It shall be unlawful to allow any vehicle to stop, stand or park on Tuesdays only, between the hours of 9:00 A. M. and 12:00 Noon on the South and East sides, and between 12:00 Noon and 3:00 P. M. on Mondays only, on the North and West sides of any of the streets or avenues of the City within the area bounded on the South by Chestnut Street (McCarter Highway to Broad Street), Lincoln Park and Clinton Avenue (Broad Street to Elizabeth Avenue), Avon Avenue (Elizabeth Avenue to Irvington-Newark Line); on the West along Irvington-Newark Line (Avon Avenue to South Orange Avenue); on the North by South Orange Avenue (South 20th Street to Springfield Avenue), Springfield Avenue (South Orange Avenue to Market Street), Market Street (Springfield Avenue to Pennsylvania Railroad); on the East along Pennsylvania Railroad (Market Street to Chestnut Street).

Section 3. The provisions hereof are in addition to the restrictive provisions of Section 17.20 applicable to any street within the above area.

Section 4. Nothing in this ordinance shall apply to any State Highway located within the aforesaid area which is subject to regulations as established pursuant to Revised Statutes 39:4-138.1.

This ordinance shall take effect twenty days after final passage and publication in accordance with the laws of the State of New Jersey.

President Bontempo called for those desiring to be heard on this ordinance to

APPROACH THE RAIL, GIVE HIS NAME AND ADDRESS AND BE HEARD.

NO ONE APPEARING, PRESIDENT BONTEMPO ENTERTAINED THE MOTION THAT THE HEARING IN THIS MATTER BE CLOSED AND A MOTION TO CLOSE THE HEARING WAS MADE BY COUNCILMAN CALLAGHAN, SECONDED BY COUNCILMAN ADDONIZIO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

6-PH-D. THE CITY CLERK: THE FOLLOWING ORDINANCE WAS ADOPTED ON FIRST READING, ADVERTISED IN ACCORDANCE WITH LAW AND A HEARING DATE SET. IT IS NOW BEFORE YOU FOR PUBLIC HEARING, THIS BEING THE DATE AND TIME SET THEREFOR.

AN ORDINANCE TO SUPPLEMENT ARTICLE III OF CHAPTER 17 MOTOR VEHICLES AND TRAFFIC (STREET PARKING), OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED AND SUPPLEMENTED.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. THAT ARTICLE III OF CHAPTER 17 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK (REVISION OF 1951) BE SUPPLEMENTED SO THAT THERE SHALL BE ADDED THERETO SECTION 17.20.3 WHICH SHALL READ AS FOLLOWS:

SECTION 17.20.3 STOPPING, STANDING OR PARKING PROHIBITED BETWEEN THE HOURS OF 9:00 A. M. AND 12:00 NOON ON WEDNESDAYS ONLY ON THE SOUTH AND WEST SIDES OF ALL STREETS WITHIN DESIGNATED AREA; AND BETWEEN THE HOURS OF 12:00 NOON AND 3:00 P. M. ON THURSDAYS ONLY ON THE NORTH AND EAST SIDES OF ALL STREETS IN DESIGNATED AREA.

SECTION 2. IT SHALL BE UNLAWFUL TO ALLOW ANY VEHICLE TO STOP, STAND OR PARK ON WEDNESDAYS ONLY, BETWEEN THE HOURS OF 9:00 A. M. AND 12:00 NOON ON THE SOUTH AND WEST SIDES, AND BETWEEN THE HOURS OF 12:00 NOON AND 3:00 P. M. ON THURSDAYS ONLY, ON THE NORTH AND EAST SIDES OF ANY OF THE STREETS OR AVENUES OF THE CITY WITHIN THE AREA BOUNDED ON THE SOUTH BY MARKET STREET (PENNSYLVANIA RAILROAD TO SPRINGFIELD AVENUE), SPRINGFIELD AVENUE (MARKET STREET TO SOUTH ORANGE AVENUE), SOUTH ORANGE AVENUE (SPRINGFIELD AVENUE TO SOUTH 18TH STREET); ON THE WEST BY SOUTH 18TH STREET (SOUTH ORANGE AVENUE TO EAST ORANGE-NEWARK LINE), ALONG EAST ORANGE-NEWARK LINE (SOUTH 18TH STREET TO ORANGE STREET); ON THE NORTH BY ORANGE STREET (EAST ORANGE-NEWARK LINE TO PASSAIC RIVER); ON THE EAST ALONG PASSAIC RIVER (ORANGE STREET TO PENNSYLVANIA RAILROAD), ALONG PENNSYLVANIA RAILROAD (PASSAIC RIVER TO MARKET STREET) INCLUDING BOTH SIDES OF SOUTH ORANGE AVENUE, SPRINGFIELD AVENUE AND MARKET STREET BOUNDING SUCH AREA.

SECTION 3. THE PROVISIONS HEREOF ARE IN ADDITION TO THE RESTRICTIVE PROVISIONS OF SECTION 17.20 APPLICABLE TO ANY STREET WITHIN THE ABOVE AREA.

SECTION 4. NOTHING IN THIS ORDINANCE SHALL APPLY TO ANY STATE HIGHWAY LOCATED WITHIN THE AFORESAID AREA WHICH IS SUBJECT TO REGULATIONS AS ESTABLISHED PURSUANT TO

REVISED STATUTES 39:4-138.1.

THIS ORDINANCE SHALL TAKE EFFECT TWENTY DAYS AFTER FINAL PASSAGE AND PUBLICATION IN ACCORDANCE WITH THE LAWS OF THE STATE OF NEW JERSEY.

PRESIDENT BONTEMPO CALLED FOR THOSE DESIRING TO BE HEARD ON THIS ORDINANCE TO APPROACH THE RAIL, GIVE HIS NAME AND ADDRESS AND BE HEARD.

NO ONE APPEARING, PRESIDENT BONTEMPO ENTERTAINED THE MOTION THAT THE HEARING IN THIS MATTER BE CLOSED AND A MOTION TO CLOSE THE HEARING WAS MADE BY COUNCILMAN GORDON, SECONDED BY COUNCILMAN SANTORO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

6-PH-E. THE CITY CLERK: THE FOLLOWING ORDINANCE WAS ADOPTED ON FIRST READING, ADVERTISED IN ACCORDANCE WITH LAW AND A HEARING DATE SET. IT IS NOW BEFORE YOU FOR PUBLIC HEARING, THIS BEING THE DATE AND TIME SET THEREFOR.

AN ORDINANCE TO SUPPLEMENT ARTICLE III OF CHAPTER 17 MOTOR VEHICLES AND TRAFFIC (STREET PARKING), OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED AND SUPPLEMENTED.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. THAT ARTICLE III, CHAPTER 17, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK (REVISION OF 1951) BE SUPPLEMENTED SO THAT THERE SHALL BE ADDED THERETO SECTION 17.20.4 WHICH SHALL READ AS FOLLOWS:

SECTION 17.20.4-STOPPING, STANDING OR PARKING PROHIBITED BETWEEN THE HOURS OF 9:00 A. M. AND 12:00 NOON ON THURSDAYS ONLY ON THE SOUTH AND WEST SIDES OF ALL STREETS WITHIN DESIGNATED AREA: AND BETWEEN THE HOURS OF 12:00 NOON AND 3:00 P. M. ON WEDNESDAYS ONLY ON THE NORTH AND EAST SIDES OF ALL STREETS WITHIN DESIGNATED AREA.

SECTION 2. IT SHALL BE UNLAWFUL TO ALLOW ANY VEHICLE TO STOP, STAND OR PARK ON THURSDAYS ONLY, BETWEEN THE HOURS OF 9:00 A. M. AND 12:00 NOON ON THE SOUTH AND WEST SIDES, AND ON WEDNESDAYS ONLY, BETWEEN THE HOURS OF 12:00 NOON AND 3:00 P. M., ON THE NORTH AND EAST SIDES, OF ANY OF THE STREETS OR AVENUES OF THE CITY WITHIN AN AREA BOUNDED ON THE SOUTH BY ORANGE STREET (PASSAIC RIVER TO EAST ORANGE-NEWARK LINE); ON THE WEST ALONG EAST ORANGE, BLOOMFIELD AND BELLEVILLE-NEWARK LINES (ORANGE STREET TO DELAVAN AVENUE WEST); ON THE NORTH BY DELAVAN AVENUE WEST AND EAST (BELLEVILLE-NEWARK LINE TO PASSAIC RIVER); ON THE EAST ALONG PASSAIC RIVER (DELAVAN AVENUE EAST TO ORANGE STREET) INCLUDING BOTH SIDES OF ORANGE STREET AND DELAVAN AVENUE BOUNDING SUCH AREA.

SECTION 3. THE PROVISIONS HEREOF ARE IN ADDITION TO THE RESTRICTIVE PROVISIONS OF SECTION 17.20 APPLICABLE TO ANY STREET WITHIN THE ABOVE AREA.

SECTION 4. NOTHING IN THIS ORDINANCE SHALL APPLY TO ANY STATE HIGHWAY LOCATED WITHIN THE AFORESAID AREA WHICH IS SUBJECT TO REGULATIONS AS ESTABLISHED PURSUANT TO

Revised Statutes 39:4-138.1.

This ordinance shall take effect twenty days after final passage and publication in accordance with the laws of the State of New Jersey.

President Bontempo called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

No one appearing, President Bontempo entertained the motion that the hearing in this matter be closed and a motion to close the hearing was made by Councilman Santoro, seconded by Councilman Turner and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

6-Ph-f. The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, this being the date and time set therefor.

AN ORDINANCE TO SUPPLEMENT ARTICLE III OF CHAPTER 17 MOTOR VEHICLES AND TRAFFIC (STREET PARKING), OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED AND SUPPLEMENTED.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY;

Section 1. That Article III of Chapter 17 of the Revised Ordinances of the City of Newark (Revision of 1951) be supplemented so that there shall be added thereto Section 17.20.5 which shall read as follows:

SECTION 17.20.5 STOPPING, STANDING OR PARKING PROHIBITED ON FRIDAYS ONLY BETWEEN THE HOURS OF 9:00 A. M. AND 12:00 NOON ON THE SOUTH AND EAST SIDES OF ALL STREETS WITHIN THE DESIGNATED AREA; AND BETWEEN THE HOURS OF 12:00 NOON AND 3:00 P. M. ON THE NORTH AND WEST SIDES OF ALL STREETS WITHIN DESIGNATED AREA.

Section 2. It shall be unlawful to allow any vehicle to stop, stand or park on Fridays only, between the hours of 9:00 A. M. and 12:00 Noon on the South and East sides, and between the hours of 12:00 Noon and 3:00 P. M., on the North and West sides, of any of the streets or avenues of the City within the area bounded on the South along Irvington and Maplewood City Lines (South 18th Street and South Orange Avenue to Irvington Avenue and Village of South Orange-Newark Line); on the West along Village of South Orange-Newark Line (Irvington Avenue to East Orange-Newark Line); on the North along East Orange Newark Line (Village of South Orange City Line to South 18th Street); on the East by South 18th Street (East Orange-Newark Line to South Orange Avenue); also, on the South by Union-Essex County Line (Elizabeth Avenue to Irvington-Newark Line); on the West along Irvington-Newark Line (Union-Essex County Line to Hawthorne Avenue); on the north by Hawthorne Avenue (Irvington-Newark Line to Elizabeth Avenue); on the East by Elizabeth Avenue (Hawthorne Avenue to Union-Essex County Line).

Section 3. The provisions hereof are in addition to the restrictive provisions of Section 17.20 applicable to any street within the above area.

Section 4. Nothing in this ordinance shall apply to any State Highway located within the aforesaid area which is subject to regulations as established pursuant to Revised Statutes 39:4-138.1.

This ordinance shall take effect twenty days after final passage and publication in accordance with the laws of the State of New Jersey.

President Bontempo called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

No one appearing, President Bontempo entertained the motion that the hearing in this matter be closed and a motion to close the hearing was made by Councilman Turner, seconded by President Bontempo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

6-PH-g. The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, this being the date and time set therefor.

AN ORDINANCE TO SUPPLEMENT ARTICLE III OF CHAPTER 17 MOTOR VEHICLES AND TRAFFIC (STREET PARKING) OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED AND SUPPLEMENTED.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Article III of Chapter 17 of the Revised Ordinances of the City of Newark (Revision of 1951) be supplemented so that there shall be added thereto Section 17.20.6 which shall read as follows:

SECTION 17.20.6 STOPPING, STANDING OR PARKING PROHIBITED ON SATURDAYS ONLY BETWEEN THE HOURS OF 9:00 A. M. AND 12:00 NOON ON THE SOUTH AND WEST SIDES AND BETWEEN THE HOURS OF 12:00 NOON AND 3:00 P. M. ON THE NORTH AND EAST SIDES OF ALL STREETS WITHIN THE DESIGNATED AREA.

Section 2. It shall be unlawful to allow any vehicle to stop, stand or park on Saturdays only, between the hours of 9:00 A. M. and 12:00 Noon on the South and West Sides, and between the hours of 12:00 Noon and 3:00 P. M. on the North and East sides, of any of the streets or avenues of the City within an area bounded on the South along Pennsylvania and Lehigh Valley Railroads (Newark Bay to McCarter Highway Ramp and New Jersey Railroad Avenue); on the West by New Jersey Railroad Avenue and Raymond Plaza East (McCarter Highway Ramp to Passaic River); on the North along Passaic River (Raymond Plaza East to Raymond Boulevard); on the East along Passaic River and Newark Bay (Raymond

BOULEVARD TO PENNSYLVANIA AND LEHIGH VALLEY RAILROAD); ALSO, ON THE SOUTH BY DELAVAN AVENUE, EAST AND WEST (PASSAIC RIVER TO BELLEVILLE-NEWARK LINE); ON THE WEST ALONG BELLEVILLE-NEWARK LINE (DELAVAN AVENUE WEST TO SECOND RIVER); ON THE NORTH ALONG SECOND RIVER (BELLEVILLE-NEWARK LINE TO PASSAIC RIVER); ON THE EAST ALONG PASSAIC RIVER (SECOND RIVER TO DELAVAN AVENUE EAST).

SECTION 3. THE PROVISIONS HEREOF ARE IN ADDITION TO THE RESTRICTIVE PROVISIONS OF SECTION 17.20 APPLICABLE TO ANY STREET WITHIN THE ABOVE AREA.

SECTION 4. NOTHING IN THIS ORDINANCE SHALL APPLY TO ANY STATE HIGHWAY LOCATED WITHIN THE AFORESAID AREA WHICH IS SUBJECT TO REGULATIONS AS ESTABLISHED PURSUANT TO REVISED STATUTES 39:4-138.1.

THIS ORDINANCE SHALL TAKE EFFECT TWENTY DAYS AFTER FINAL PASSAGE AND PUBLICATION IN ACCORDANCE WITH THE LAWS OF THE STATE OF NEW JERSEY.

PRESIDENT BONTEMPO CALLED FOR THOSE DESIRING TO BE HEARD ON THIS ORDINANCE TO APPROACH THE RAIL, GIVE HIS NAME AND ADDRESS AND BE HEARD.

NO ONE APPEARING, PRESIDENT BONTEMPO ENTERTAINED THE MOTION THAT THE HEARING IN THIS MATTER BE CLOSED AND A MOTION TO CLOSE THE HEARING WAS MADE BY PRESIDENT BONTEMPO, SECONDED BY COUNCILMAN TURNER AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

PRESIDENT BONTEMPO CALLED FOR ORDINANCES ON SECOND READING AND FINAL PASSAGE.

6-S & F-A. THE CITY CLERK: THE FOLLOWING ORDINANCE, ADOPTED ON FIRST READING, UPON WHICH A HEARING WAS HELD AND CLOSED, IS NOW BEFORE THE COUNCIL FOR CONSIDERATION ON SECOND READING AND FINAL PASSAGE.

AN ORDINANCE REPEALING SECTIONS 17.20.1, 12.70.2, 17.20.3, 17.20.4, 17.20.5 AND 17.20.6 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED AND SUPPLEMENTED.

A MOTION TO ADOPT THE ORDINANCE ON SECOND READING AND FINAL PASSAGE WAS MADE BY COUNCILMAN ADDONIZIO, SECONDED BY COUNCILMAN COOPER AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

PRESIDENT BONTEMPO: THE YESES ARE NINE AND THE NOES ARE NONE. THIS ORDINANCE HAVING BEEN READ ON TWO SEPARATE DAYS AND HAVING ACHIEVED THE VOTE REQUIRED BY THE STATUTE, IS DECLARED ADOPTED. THE CLERK IS DIRECTED TO DELIVER SAME TO THE MAYOR FOR HIS APPROVAL OR DISAPPROVAL.

6-S & F-B. THE CITY CLERK: THE FOLLOWING ORDINANCE, ADOPTED ON FIRST READING, UPON WHICH A HEARING WAS HELD AND CLOSED, IS NOW BEFORE THE COUNCIL FOR CONSIDERATION ON SECOND READING AND FINAL PASSAGE:

AN ORDINANCE TO SUPPLEMENT ARTICLE III OF CHAPTER 17 MOTOR VEHICLES AND TRAFFIC (STREET PARKING), OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED AND SUPPLEMENTED.

A MOTION TO ADOPT THE ORDINANCE ON SECOND READING AND FINAL PASSAGE WAS MADE BY COUNCILMAN COOPER, SECONDED BY COUNCILMAN CALLAGHAN AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

PRESIDENT BONTEMPO: THE YESES ARE NINE AND THE NOES ARE NONE. THIS ORDINANCE HAVING BEEN READ ON TWO SEPARATE DAYS AND HAVING ACHIEVED THE VOTE REQUIRED BY THE STATUTE, IS DECLARED ADOPTED. THE CLERK IS DIRECTED TO DELIVER SAME TO THE MAYOR FOR HIS APPROVAL OR DISAPPROVAL.

6-S & F-C. THE CITY CLERK: THE FOLLOWING ORDINANCE, ADOPTED ON FIRST READING, UPON WHICH A HEARING WAS HELD AND CLOSED, IS NOW BEFORE THE COUNCIL FOR CONSIDERATION ON SECOND READING AND FINAL PASSAGE.

AN ORDINANCE TO SUPPLEMENT ARTICLE III OF CHAPTER 17 MOTOR VEHICLES AND TRAFFIC (STREET PARKING), OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED AND SUPPLEMENTED.

A MOTION TO ADOPT THE ORDINANCE ON SECOND READING AND FINAL PASSAGE WAS MADE BY COUNCILMAN CALLAGHAN, SECONDED BY COUNCILMAN ADDONIZIO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

PRESIDENT BONTEMPO: THE YESES ARE NINE AND THE NOES ARE NONE. THIS ORDINANCE HAVING BEEN READ ON TWO SEPARATE DAYS AND HAVING ACHIEVED THE VOTE REQUIRED BY THE STATUTE, IS DECLARED ADOPTED. THE CLERK IS DIRECTED TO DELIVER SAME TO THE MAYOR FOR HIS APPROVAL OR DISAPPROVAL.

6-S & F-D. THE CITY CLERK: THE FOLLOWING ORDINANCE, ADOPTED ON FIRST READING, UPON WHICH A HEARING WAS HELD AND CLOSED, IS NOW BEFORE THE COUNCIL FOR CONSIDERATION ON SECOND READING AND FINAL PASSAGE.

AN ORDINANCE TO SUPPLEMENT ARTICLE III OF CHAPTER 17 MOTOR VEHICLES AND TRAFFIC (STREET PARKING), OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED AND SUPPLEMENTED.

A MOTION TO ADOPT THE ORDINANCE ON SECOND READING AND FINAL PASSAGE WAS MADE BY COUNCILMAN GORDON, SECONDED BY COUNCILMAN SANTORO AND ADOPTED BY THE FOLLOWING VOTES:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-e. The City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage.

AN ORDINANCE TO SUPPLEMENT ARTICLE III OF CHAPTER 17 MOTOR VEHICLES AND TRAFFIC (STREET PARKING), OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED AND SUPPLEMENTED.

A motion to adopt the ordinance on second reading and final passage was made by Councilman Santoro, seconded by Councilman Turner and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-f. The City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage:

AN ORDINANCE TO SUPPLEMENT ARTICLE III OF CHAPTER 17 MOTOR VEHICLES AND TRAFFIC (STREET PARKING), OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED AND SUPPLEMENTED.

A motion to adopt the ordinance on second reading and final passage was made by Councilman Turner, seconded by President Bontempo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are nine and the noes are none. This ordinance having been read on two separate days amd having achieved the vote required by the statute, is declared adopted. The Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-G. The City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage:

AN ORDINANCE TO SUPPLEMENT ARTICLE III OF CHAPTER 17 MOTOR VEHICLES AND TRAFFIC (STREET PARKING), OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED AND SUPPLEMENTED.

A motion to adopt the ordinance on second reading and final passage was made by President Bontempo, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Clerk is directed to deliver same to the Mayor for his approval or disapproval.

HEARINGS OF CITIZENS.

None.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-A. The City Clerk called for further bids based upon Resolution No. 7-R-D, adopted June 17, 1959, which resolution approved offer by Anthony Colonnello, to purchase City-owned property at 73 Brookdale Avenue, Block 4065, Lot 58, for $1,000.00.

There were no further bids for this property.

A motion to close the bidding and accept the bid offered by Anthony Colonnello, 153 Isabella Avenue, Newark, New Jersey, was made by Councilman Addonizio, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

Councilman Addonizio presented and moved RESOLUTION ACCEPTING BID OF ANTHONY COLONNELLO FOR PURCHASE OF CITY-OWNED PROPERTY AT 73 BROOKDALE AVENUE, BLOCK 4065, LOT 58, FOR $1,000.00.

The motion was seconded by Councilman Santoro and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-B. The City Clerk called for further bids based upon Resolution No. 7-R-L, adopted June 17, 1959, which resolution approved offer by Yurko Najdyszak, to purchase

City-owned property at 525 South 18th Street, Block 336, Lot 12, for $1,000.00.

There were no further bids for this property.

A motion to close the bidding and accept the bid offered by Yurko Najdyszak, 527 South 18th Street, Newark, New Jersey, was made by Councilman Santoro, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

Councilman Santoro presented and moved RESOLUTION ACCEPTING BID OF YURKO NAJDYSZAK FOR PURCHASE OF CITY-OWNED PROPERTY AT 525 SOUTH 18TH STREET, BLOCK 336, LOT 13, FOR $1,000.00.

The motion was seconded by Councilman Gordon and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-c. Councilman Santoro presented and moved RESOLUTION APPROVING OFFER BY DAVIS-WHITE COMPANY TO PURCHASE CITY-OWNED PROPERTY AT 221 NORFOLK STREET, BLOCK 419, LOT 9, FOR $1,000.00; AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR FINAL BIDS.

The motion was seconded by Councilman Melillo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-d. Councilman Melillo presented and moved RESOLUTION AUTHORIZING CITY TREASURER TO DRAW A CHECK IN THE SUM OF $75.00 TO THE ORDER OF BERNARD P. HUGHES, ATTORNEY FOR STANLEY OLEJARZ, DEFENDANT; ORIGINAL FINE OF $100.00 IMPOSED BY MUNICIPAL COURT ON TWO COUNTS WAS REDUCED TO $25.00 ON ONE COUNT, AS RESULT OF APPEAL TO ESSEX COUNTY COURT.

The motion was seconded by Councilman Santoro and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-e. Councilman Santoro presented and moved RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND TO VINCENT S. LAFFERTY THE SUM OF $26.00, FEES PAID WITH APPLICATION FOR RESTAURANT AND CIGAR LICENSES, WHICH WERE DISAPPROVED BY POLICE DEPARTMENT.

The motion was seconded by Councilman Gordon and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-F. COUNCILMAN GORDON PRESENTED AND MOVED RESOLUTION AUTHORIZING THE CITY TREASURER TO RETURN TO DAVID WILLIAM THE SUM OF $11.25, WHICH WAS AN OVERPAYMENT FOR DENNIS WILLIAM (INFANT) WHO WAS A PATIENT AT MARTLAND MEDICAL CENTER.

THE MOTION WAS SECONDED BY COUNCILMAN COOPER AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-G. COUNCILMAN GORDON PRESENTED AND MOVED RESOLUTION APPROVING PUBLIC LIABILITY INSURANCE POLICY, PERFORMANCE AND MAINTENANCE BONDS, AND JOSEPH NESTO AND COMPANY, CONTRACTOR FOR THE REPAVING OF CAMP STREET FROM ORCHARD STREET TO MULBERRY STREET, KNOWN AS "STATE AID CONTRACT-CAMP STREET-SECTION #2".

THE MOTION WAS SECONDED BY COUNCILMAN MELILLO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-H. COUNCILMAN GORDON PRESENTED AND MOVED RESOLUTION APPROVING PUBLIC LIABILITY INSURANCE POLICY, PERFORMANCE AND MAINTENANCE BONDS, AND JOSEPH NESTO AND COMPANY, CONTRACTOR FOR THE REPAVING OF PARTS OF NEW, BURNET, MILLER AND WILLIAM STREETS, KNOWN AS "STATE AID CONTRACT - NEW STREET AND THREE (3) OTHER STREETS".

THE MOTION WAS SECONDED BY COUNCILMAN MELILLO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-I. COUNCILMAN ADDONIZIO PRESENTED AND MOVED RESOLUTION AUTHORIZING THE DIRECTOR OF FINANCE TO REFUND THE SUM OF $132.33 TO PACIFIC LOAFERS, INC. AND $134.79 TO GLOBE TROTTERS CIVIC & SOCIAL CLUB, INC. SAID AMOUNTS BEING DIFFERENCE BETWEEN SUM OF MONEY DEPOSITED ON FILING OF APPLICATION IN BOARD OF ALCOHOLIC BEVERAGE CONTROL AND AMOUNT OF LICENSE FEE DUE THEREON.

THE MOTION WAS SECONDED BY COUNCILMAN COOPER AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-J. RESOLUTION APPROVING OFFER BY REVEREND S. JONES, PASTOR, MARS HILL BAPTIST CHURCH, TO PURCHASE CITY-OWNED PROPERTY AT 71 BRUNSWICK STREET, BLOCK 2819, LOT 10, FOR $1,200.00; AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR FINAL BIDS.

A motion to reject this offer in view of the fact that the Planning Officer of the City of Newark recommends this property not be sold as this land may be used for future development plans contemplated by the City, was made by Councilman Addonizio, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-k. Councilman Callaghan presented and moved RESOLUTION APPROVING OFFER BY ALBERT AND VICTORIA PEDICINI TO PURCHASE CITY-OWNED PROPERTY AT 637-641 NORTH 9TH STREET, BLOCK 702, LOTS 41 AND 57, FOR $2,400.00; AUTHORIZING AND SETTING RETURN DATE FOR FINAL BIDS.

The motion was seconded by Councilman Cooper and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-l. Councilman Cooper presented and moved RESOLUTION APPROVING OFFER BY YESHIVATH TORAHTH CHAIM (TORATH CHAIM JEWISH CENTER) TO PURCHASE CITY-OWNED PROPERTY AT 214-216, 218, 220-222 AND 224 SCHLEY STREET, BLOCK 3733, LOTS 94, 96, 97 AND 98, FOR $4,000.00; AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR FINAL BIDS.

The motion was seconded by Councilman Gordon and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-m. Councilman Melillo presented and moved RESOLUTION MEMORIALIZING CONGRESSMEN HUGH J. ADDONIZIO, PETER W. RODINO AND GEORGE M. WALLHAUSER TO SUPPORT HOME RULE FOR THE DISTRICT OF COLUMBIA.

The motion was seconded by Councilman Santoro and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-n. Councilman Addonizio presented and moved RESOLUTION CANCELLING YEAR 1929 PERSONAL PROPERTY TAXES FOR 786 INDIVIDUALS, TOTALING $13,182.19, REASON - "MOVED - CANNOT BE LOCATED".

The motion was seconded by Councilman Cooper and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-o. Councilman Gordon presented and moved EMERGENCY RESOLUTION APPROPRIATING

$200.00 FOR MATERIAL AND SUPPLIES, OTHER EXPENSES, BOARD OF ADJUSTMENT, OFFICE OF THE MAYOR AND AGENCIES, DUE TO INCREASED NUMBER OF COURT CASES.

The motion was seconded by Councilman Cooper and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-p. Councilman Gordon presented and moved RESOLUTION AUTHORIZING THE CITY TREASURER TO ISSUE AND DELIVER A CHECK IN THE SUM OF $50.00 TO ALFRED STEWART UPON RECEIPT OF A GENERAL RELEASE EXECUTED BY HIM IN FAVOR OF THE CITY OF NEWARK, FOR DAMAGE CAUSED TO HIS AUTOMOBILE ON JANUARY 14, 1958, BY REASON OF AN EXCAVATION ON MARSHALL STREET WEST OF HALSEY STREET, NEWARK.

The motion was seconded by Councilman Melillo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-q. Councilman Cooper presented and moved RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND OVERPAYMENT IN THE AMOUNT OF $3.75 TO ANNE PAPEO, MOTHER OF MARIA PAPEO, WHO WAS FORMERLY A PATIENT AT MARTLAND MEDICAL CENTER.

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-r. Councilman Melillo presented and moved RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND OVERPAYMENT OF $11.25 TO EMILEO BOTTEE, FATHER OF ROSEANNE BOTTEE, WHO WAS FORMERLY A PATIENT AT MARTLAND MEDICAL CENTER.

The motion was seconded by Councilman Santoro and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-s. Councilman Addonizio presented and moved RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND OVERPAYMENT OF $15.00 TO HARRY FRIEDMAN, 10 OSBORNE TERRACE, NEWARK, WHO WAS FORMERLY A PATIENT AT MARTLAND MEDICAL CENTER.

The motion was seconded by Councilman Cooper and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-t. Councilman Gordon presented and moved Resolution authorizing the Director of Finance to refund the total amount of $12.50 to six individuals; permits issued for electrical work cancelled as no work was done by the contractors.

The motion was seconded by Councilman Melillo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-u. Councilman Melillo presented and moved Resolution authorizing the City Treasurer to refund the amount of $10.00 to Angelo Sammarco, 87 Halsted Street, Newark; additional tap fee paid for sewer connection which was not necessary.

The motion was seconded by Councilman Gordon and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-v. Councilman Cooper presented and moved Resolution authorizing the Director of the Department of Health and Welfare to execute a release and discharge of lien, upon receipt of sum of $138.35 from the estate of Christopher Galante, in settlement of Martland Medical Center services amounting to $1,734.00, due to being struck by an automobile from which injuries patient died.

The motion was seconded by Councilman Melillo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-w. Resolution authorizing the Director of the Department of Health and Welfare to execute a discharge of lien upon receipt of sum of $700.00 from John Scott, in settlement of medical services at Martland Medical Center amounting to $2,040.00, for injuries sustained as a result of a fall.

A motion to reject this resolution and directing the City Clerk to inform the Corporation Counsel if it is possible to obtain a settlement of $825.00 instead of $700.00, the Municipal Council will entertain a resolution settling this case for the sum of $825.00, was made by Councilman Callaghan, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-x. Councilman Melillo presented and moved Resolution authorizing an exchange of Clifton Avenue Bath property between the City of Newark and the Essex County Park Com-

MISSION, FOR PARCEL OF LAND ON THE BORDER OF BRANCH BROOK PARK CONTIGUOUS TO "SALMON PROPERTY", WHICH THE CITY DESIRES TO CONVERT TO A VEHICLE PARKING LOT.

THE MOTION WAS SECONDED BY COUNCILMAN COOPER AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-Y. COUNCILMAN CALLAGHAN PRESENTED AND MOVED RESOLUTION APPROVING TRANSFER OF $1,901.00 FROM DEPARTMENT OF PUBLIC WORKS, DIVISION OF MOTORS, "SALARIES AND WAGES - OTHER EMPLOYEES" TO OFFICE OF MAYOR AND AGENCIES, MUNICIPAL COURTS, "SALARIES AND WAGES - OTHER EMPLOYEES", TO TRANSFER PRINCIPAL ACCOUNT CLERK WITHOUT CHANGE OF TITLE.

THE MOTION WAS SECONDED BY COUNCILMAN ADDONIZIO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-Z. COUNCILMAN SANTORO PRESENTED AND MOVED RESOLUTION APPROVING INCREASE IN NUMBER OF "OTHER EMPLOYEES" IN THE OFFICE OF THE CITY CLERK; CLERK-STENOGRAPHER BEING APPOINTED TO REPLACE CLERK-STENOGRAPHER REQUESTING MATERNITY LEAVE.

THE MOTION WAS SECONDED BY COUNCILMAN COOPER AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-AA. COUNCILMAN GORDON PRESENTED AND MOVED RESOLUTION REQUESTING RESERVATION OF CAPITAL GRANT FUNDS, APPROVING THE UNDERTAKING OF SURVEYS AND PLANS FOR AN URBAN RENEWAL PROJECT, AND APPROVING FILING OF AN APPLICATION FOR FEDERAL ADVANCE OF FUNDS. (TO PROVIDE FEDERAL FUNDS TO CONDUCT A STUDY FOR PROPOSED "LEHMAN PROJECT" FOR THE CITY OF NEWARK)

THE MOTION WAS SECONDED BY COUNCILMAN CALLAGHAN AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

(FOR DISCUSSION AND FURTHER ACTION ON THIS MATTER SEE ITEM 7-M-B IN THE MINUTES OF THIS MEETING)

7-R-AB. COUNCILMAN GORDON PRESENTED AND MOVED RESOLUTION REQUESTING RESERVATION OF CAPITAL GRANT FUNDS, APPROVING THE UNDERTAKING OF SURVEYS AND PLANS FOR AN URBAN RENEWAL PROJECT, AND APPROVING FILING OF AN APPLICATION FOR FEDERAL ADVANCE OF FUNDS. (TO PROVIDE FEDERAL FUNDS TO CONDUCT A STUDY FOR PROPOSED "SETON HALL PROJECT" FOR THE CITY OF NEWARK)

The motion was seconded by Councilman Callaghan and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

(For discussion and further action on this matter see Item 7-M-b in the minutes of this meeting)

7-R-ac. Councilman Gordon presented and moved RESOLUTION REQUESTING RESERVATION OF CAPITAL GRANT FUNDS, APPROVING THE UNDERTAKING OF SURVEYS AND PLANS FOR AN URBAN RENEWAL PROJECT, AND APPROVING FILING OF AN APPLICATION FOR FEDERAL ADVANCE OF FUNDS. (To provide Federal Funds to conduct a study for proposed "Jack Parker Associates Project" for the City of Newark)

The motion was seconded by Councilman Callaghan and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

(For discussion and further action on this matter see Item 7-M-b in the minutes of this meeting)

7-R-ad. Councilman Gordon presented and moved RESOLUTION APPROVING THE LEASE BETWEEN THE GOVERNING BODY OF THE CITY OF NEWARK AND THE PARKING AUTHORITY OF THE CITY OF NEWARK FOR THE MILITARY PARK UNDERGROUND PARKING GARAGE. (Copy of Lease attached)

The motion was seconded by Councilman Melillo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

(For discussion and further action on this matter see Item 9-c in the minutes of this meeting)

MOTIONS.

7-M-a. Councilman Gordon moved that the Municipal Council, at the close of this meeting, recess, and go into special conference to discuss the redevelopment projects set forth before them and if conclusions are reached, the necessary resolutions be prepared in order to file the proper applications with the Federal Agencies for the so-called "Lehman", "Parker", and "Seton Hall Cultural"Projects. The motion was seconded by Councilman Melillo.

Councilman Addonizio declared the Council had been in session for more than nine hours and he was in favor of adjourning this meeting and discussing this subject tomorrow rather than tonight.

Councilman Brady remarked the Council had met with the Mayor and Mr. Danzig, Executive Director of the Newark Housing Authority and the proposals had been thoroughly

DISCUSSED. HE FELT THERE WAS NOTHING FURTHER TO DISCUSS ON THESE PROJECTS.

COUNCILMAN GORDON ASSERTED THE ONLY REASON HE WAS SUGGESTING FURTHER DISCUSSION BY THE COUNCIL WAS BECAUSE A FELLOW COUNCILMAN STATED HE WAS AWAITING FURTHER INFORMATION. HE AGREED WITH COUNCILMAN BRADY THAT THIS MATTER HAD BEEN FULLY EXPLORED AND POINTED OUT IF THE PRESIDENT OF THE UNITED STATES SIGNED SENATE BILL 57 APPROPRIATING FUNDS FOR SUCH PURPOSES, WE WOULD BE FULLY PREPARED.

COUNCILMAN CALLAGHAN WAS OPPOSED TO DEFERRING ACTION ON THIS MATTER. HE FELT THE CITY SHOULD MAKE APPLICATION FOR THESE PROJECTS AND MEET AT A LATER DATE TO DISCUSS REQUIRED OPERATING APPROPRIATIONS.

AT THIS POINT, COUNCILMAN GORDON WITHREW HIS ORIGINAL MOTION AND COUNCILMAN MELILLO WITHDREW HIS SECOND TO THE MOTION.

7-M-B. A MOTION DIRECTING THE CITY CLERK TO PREPARE THE NECESSARY RESOLUTIONS FOR APPLICATION TO BE MADE TO THE PROPER FEDERAL AGENCIES FOR THE "SETON HALL", "LEHMAN", AND "PARKER" REDEVELOPMENT PROJECTS, WAS MADE BY COUNCILMAN GORDON AND SECONDED BY COUNCILMAN CALLAGHAN.

COUNCILMAN COOPER ASSERTED A SPECIAL CONFERENCE HAD BEEN CALLED FOR 9:30 THIS MORNING TO DISCUSS THESE PROJECTS BUT WAS DELAYED AWAITING INFORMATION EXPECTED BY COUNCILMAN ADDONIZIO. SHE FELT BECAUSE OF ITS IMPORTANCE, THE COUNCIL SHOULD CONTINUE TO DISCUSS THIS MATTER AFTER THE MEETING TONIGHT.

COUNCILMAN GORDON CONTENDED THE ONLY REASON NO FORMAL ACTION HAD BEEN TAKEN WAS BECAUSE OF THIS REQUEST, BUT SAID THERE WAS NO HARM TO BE INCURRED IN MAKING THE APPLICATION FOR THESE THREE PROJECTS.

COUNCILMAN ADDONIZIO QUESTIONED THE ADVISABILITY OF APPROPRIATING A VAST SUM OF MONEY WHEN SENATE BILL 57 HAD NOT BEEN MADE LAW, AS YET.

PRESIDENT BONTEMPO REMARKED WHEN MR. DANZIG, EXECUTIVE DIRECTOR OF THE NEWARK HOUSING AUTHORITY MET WITH THE COUNCIL, HE HAD ORIGINALLY ASKED FOR AN APPROPRIATION OF $500,000.00 FOR THE STUDY AND WORK REQUIRED TO PREPARE NECESSARY APPLICATIONS. AFTER SOME DISCUSSION, MR. DANZIG HAD BROUGHT THESE COSTS DOWN TO $200,000.00.

PRESIDENT BONTEMPO COULD NOT UNDERSTAND WHY SUCH HASTE WAS NECESSARY AND FELT THE COUNCIL SHOULD STUDY THIS MATTER FURTHER.

COUNCILMAN MELILLO POINTED OUT THAT, UNFORTUNATELY, THE BILL BEFORE THE PRESIDENT OF THE UNITED STATES PROVIDES THAT APPLICATIONS FOR URBAN REDEVELOPMENT WILL BE CONSIDERED IN THE ORDER IN WHICH THEY ARE RECEIVED, AND IT BEHOOVES THE CITY OF NEWARK TO ABIDE BY THIS. HE STATED MR. DANZIG DID ORIGINALLY SAY THE COST FOR THE STUDY WOULD BE $500,000.00, AND THE FIGURE WAS REDUCED TO $200,000.00, WHEN MR. DANZIG REPORTED SUCH REDUCTION COULD BE MADE IF SEVERAL CITY AGENCIES, WITH THE USE OF THEIR PERSONNEL, COOPERATED IN MAKING THIS STUDY.

COUNCILMAN CALLAGHAN CONTENDED THE COUNCIL HAD PLEDGED ITSELF FOR REDEVELOPMENT.

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THE CITY COULD LOSE NOTHING BY MAKING THIS APPLICATION FOR FEDERAL AID. IT WAS A MATTER OF THE CITY GETTING IN THERE FIRST AND COUNCILMAN CALLAGHAN SAID HE WAS IN FAVOR OF URBAN REDEVELOPMENT WHETHER THE FEDERAL GOVERNMENT ASSISTED THE CITY OR NOT.

THE ROLL BEING CALLED, THE MOTION DIRECTING THE CITY CLERK TO PREPARE THE NECESSARY RESOLUTIONS FOR APPLICATION TO BE MADE TO THE PROPER FEDERAL AGENCIES FOR "SETON HALL", "LEHMAN", AND "PARKER" PROJECTS, WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

(FOR FURTHER ACTION ON THIS MATTER SEE ITEMS 7-R-AA, 7-R-AB AND 7-R-AC, PAGES 24 AND 25 IN THE MINUTES OF THIS MEETING)

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-A. THE CITY CLERK PRESENTED COMMUNICATION FROM HIS HONOR, MAYOR LEO P. CARLIN, RECEIVED JUNE 17, 1959, NOMINATING DR. THEODORE PAPADEMETRIOU, 92 PINE GROVE TERRACE, NEWARK, AS A MEMBER OF THE BOARD OF AIR POLLUTION CONTROL, FOR A PERIOD OF ONE YEAR.

COUNCILMAN ADDONIZIO MOVED TO CONCUR IN THE NOMINATION OF DR. THEODORE PAPADEMETRIOU AS MEMBER OF THE BOARD OF AIR POLLUTION CONTROL, FOR A PERIOD OF ONE YEAR, COMMENCING AS OF DATE OF APPROVAL BY THE MUNICIPAL COUNCIL.

COUNCILMAN COOPER SECONDED THE MOTION.

PRESIDENT BONTEMPO: WILL THE COUNCIL CONFIRM THE NOMINATION?

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

PRESIDENT BONTEMPO: THE NOMINATION IS CONFIRMED.

8-B. THE CITY CLERK PRESENTED COMMUNICATION FROM HIS HONOR, MAYOR LEO P. CARLIN, RECEIVED JUNE 17, 1959, NOMINATING PATRICK J. GAHAN, 226 ROSEVILLE AVENUE, NEWARK, AS A MEMBER OF THE BOARD OF AIR POLLUTION CONTROL, FOR A PERIOD OF TWO YEARS.

COUNCILMAN COOPER MOVED TO CONCUR IN THE NOMINATION OF PATRICK J. GAHAN AS A MEMBER OF THE BOARD OF AIR POLLUTION CONTROL, FOR A PERIOD OF TWO YEARS, COMMENCING AS OF DATE OF APPROVAL BY THE MUNICIPAL COUNCIL.

COUNCILMAN ADDONIZIO SECONDED THE MOTION.

PRESIDENT BONTEMPO: WILL THE COUNCIL CONFIRM THE NOMINATION?

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

PRESIDENT BONTEMPO: THE NOMINATION IS CONFIRMED.

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8-C. THE CITY CLERK PRESENTED COMMUNICATION FROM HIS HONOR MAYOR LEO P. CARLIN, RECEIVED JUNE 17, 1959, NOMINATING ROBERT A. KEELER, 35 MANOR DRIVE, NEWARK, AS A MEMBER OF THE BOARD OF AIR POLLUTION CONTROL, FOR A PERIOD OF FOUR YEARS.

COUNCILMAN SANTORO MOVED TO CONCUR IN THE NOMINATION OF ROBERT A. KEELER AS A MEMBER OF THE BOARD OF AIR POLLUTION CONTROL, FOR A PERIOD OF FOUR YEARS, COMMENCING AS OF DATE OF APPROVAL BY THE MUNICIPAL COUNCIL.

COUNCILMAN MELILLO SECONDED THE MOTION.

PRESIDENT BONTEMPO: WILL THE COUNCIL CONFIRM THE NOMINATION?

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

PRESIDENT BONTEMPO: THE NOMINATION IS CONFIRMED.

8-D. THE CITY CLERK PRESENTED COMMUNICATION FROM HIS HONOR, MAYOR LEO P. CARLIN, RECEIVED JUNE 17, 1959, NOMINATING SAMUEL A. BLUE, 675 SOUTH 18TH STREET, NEWARK, AS A MEMBER OF THE BOARD OF AIR POLLUTION CONTROL, FOR A PERIOD OF THREE YEARS.

COUNCILMAN COOPER MOVED TO CONCUR IN THE NOMINATION OF SAMUEL A. BLUE, AS A MEMBER OF THE BOARD OF AIR POLLUTION CONTROL, FOR A PERIOD OF THREE YEARS, COMMENCING AS OF DATE OF APPROVAL BY THE MUNICIPAL COUNCIL.

COUNCILMAN CALLAGHAN SECONDED THE MOTION.

PRESIDENT BONTEMPO: WILL THE COUNCIL CONFIRM THE NOMINATION?

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

PRESIDENT BONTEMPO: THE NOMINATION IS CONFIRMED.

8-E. THE CITY CLERK PRESENTED COMMUNICATION FROM HIS HONOR, MAYOR LEO P. CARLIN, RECEIVED JUNE 17, 1959, NOMINATING MATTHEW D'ALESSIO AS A MEMBER OF THE CENTRAL PLANNING BOARD, FOR A TERM COMMENCING AS OF DATE OF APPROVAL BY THE MUNICIPAL COUNCIL AND ENDING JANUARY 14, 1965.

A MOTION THAT THIS COMMUNICATION BE RECEIVED AND PLACED ON FILE WAS MADE BY COUNCILMAN SANTORO, SECONDED BY COUNCILMAN MELILLO AND ADOPTED BY THE FOLLOWING VOTE:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

8-F. THE CITY CLERK PRESENTED COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED JUNE 24, 1959, ENCLOSING PROPOSED "ORDINANCE TO AMEND SEC. 14.173 - STORAGE AND USE OF COMBUSTIBLE LIQUIDS - OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED AND SUPPLEMENTED.

(THIS ORDINANCE ELIMINATES STORAGE OF COMBUSTIBLE LIQUIDS IN 50 GALLON PORTABLE TANKS)

(COPY OF ORDINANCE SUBMITTED TO EACH MEMBER OF THE COUNCIL)

A motion directing the City Clerk to place this ordinance on the August 5th, 1959 Calendar of the Municipal Council for first reading, was made by Councilman Addonizio, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-g. The City Clerk presented Communication from Business Administrator Rinaldi, received June 24, 1959, enclosing proposed "Ordinance licensing and regulating food caterers as to off - own premises service, and supplementing Chapter 8 of the Revised Ordinances of the City of Newark, New Jersey, 1951".

(Copy of ordinance submitted to each Member of the Council)

A motion to reject this proposed ordinance and directing the City Clerk to return it to Administration with the request it be restudied and redrafted as per recommendations submitted by the Municipal Council, was made by Councilman Melillo, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-h. The City Clerk presented Communication from Business Administrator Rinaldi, received June 25, 1959, enclosing proposed "Ordinance to amend and supplement Chapter 6, Bankruptcies, Fire Sales, etc., of the Revised Ordinances of the City of Newark, New Jersey, as amended and supplemented".

(This ordinance would permit two licenses per year instead of one, and changes the periods and fees for licenses)

(Copy of ordinance submitted to each Member of the Council)

A motion to reject this proposed ordinance and recommending to Administration that the ordinance now in effect be strictly enforced, was made by Councilman Santoro, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-i. The City Clerk presented Communication from Business Administrator Rinaldi, received June 25, 1959, enclosing proposed "Ordinance to amend Sec. 8.109 of Article IX - Auctions and Auctioneers - of the Revised Ordinances of the City of Newark, New Jersey, 1951".

(This ordinance would permit granting of auctioneers' licenses for any month of the year)

(Copy of ordinance submitted to each Member of the Council)

A motion to reject this proposed ordinance was made by Councilman Santoro, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-J. The City Clerk presented COMMUNICATION FROM THE PARKING AUTHORITY OF THE CITY OF NEWARK, RECEIVED JUNE 25, 1959, RE. BIDS RECEIVED BY THEM ON APRIL 6, 1959, WHICH WERE REVIEWED FOR THE FIVE CONTRACTS OUTLINED IN THE LETTER, LISTING THE LOWEST BID FOR EACH OF THE FIVE CATEGORIES.

(Copy of communication submitted to each Member of the Council)

A motion to approve the five contracts outlined in this communication was made by Councilman Callaghan, seconded by Councilman Brady.

Councilman Addonizio asked Mr. George Kesselhaut, Counsel of the Newark Parking Authority, to certify that these were the lowest bids and Mr. Kesselhaut replied the contracts as submitted were those of the lowest responsible bidders.

The motion to approve the five contracts outlined in this communication was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-K. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED JUNE 26, 1959, ENCLOSING PROPOSED "ORDINANCE APPROPRIATING $25,000.00 FROM CAPITAL IMPROVEMENT FUND TO COST OF REPLACEMENT OF SEWER IN WILLIAM STREET FROM BROAD STREET TO WASHINGTON STREET, CITY OF NEWARK".

(Copy of ordinance and forwarding letter from Director Andress to Business Administrator Rinaldi submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the August 5th, 1959 Calendar of the Municipal Council for first reading, was made by Councilman Cooper, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-L. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED JUNE 26, 1959, ENCLOSING PROPPSED "ORDINANCE APPROPRIATING $150,000.00 FROM WATER UTILITY CAPITAL IMPROVEMENT FUND FOR DISTRIBUTION MAIN EXTENSIONS AND REPLACEMENTS."

(Copy of ordinance and forwarding letter from Director Andress to Business Administrator Rinaldi submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the August 5th, 1959 Calendar of the Municipal Council for first reading, was made by Councilman Cooper, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-M. The City Clerk presented COMMUNICATION FROM HIS HONOR, MAYOR LEO P. CARLIN, RECEIVED JUNE 30, 1959, NOTIFYING COUNCIL OF THE DESIGNATION OF MARIANO J. RINALDI, BUSINESS ADMINISTRATOR, TO ACT AS MAYOR DURING HIS ABSENCE.

A motion that this communication be received and placed on file was made by Councilman Santoro, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

At this time President Bontempo introduced Mr. Robert A. Keeler, a newly appointed Member of the Board of Air Pollution Control, and Mrs. Keeler, who were present in the audience.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

9-A. COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED MAY 22, 1959, ENCLOSING PROPOSED "ORDINANCE ESTABLISHING FEES FOR CERTAIN SERVICES PROVIDED BY THE NEWARK POLICE DEPARTMENT, AND SUPPLEMENTING CHAPTER 2 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951".

(Copy of ordinance submitted to each Member of the Council)

A motion to defer action on this matter awaiting filing of Rules and Regulations referred to in the ordinance, as required by the Administrative Code, was made by Councilman Addonizio, seconded by Councilman Turner and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

9-B. COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED MARCH 5, 1959, ENCLOSING LETTER FROM FRED J. GASSERT, REPRESENTING THE QUEEN OF ANGELS CHURCH, SEEKING A RELEASE FROM THE RESTRICTION ON A PIECE OF PROPERTY PURCHASED FROM THE CITY OF NEWARK FEBRUARY 9, 1949.

(Copy of correspondence submitted to each Member of the Council)

(Reply from Mr. Gassert re: counter proposal of Council to resell property to City)

A motion to defer action on this matter was made by Councilman Callaghan, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

9-c. DRAFT OF LEASE BETWEEN THE CITY OF NEWARK AND THE PARKING AUTHORITY IN RE. CONSTRUCTION OF UNDERGROUND MILITARY PARK GARAGE.

A motion to adopt the lease, as corrected, was made by Councilman Gordon, and seconded by Councilman Melillo.

Councilman Addonizio stated the Council had examined this lease and made extensive corrections and he did not know if these would be acceptable to the Parking Authority. He wanted to know if deferment of action on this lease at this time would hinder construction of the underground garage. He asked for an opinion from Corporation Counsel Torppey who was present.

Corporation Counsel Torppey replied he assumed the Parking Authority would not desire to commence construction until they had a lease to this property and felt the contractors involved would not enter into any contract if such lease were not in effect. He stated he would not enter into any contracts unless a lease was signed.

Councilman Callaghan read portions of the ordinance authorizing this project and felt this ordinance was the authorization to proceed.

Councilman Gordon asserted the intent of the ordinance was to spell out a lease such as is now before the Council. He agreed with the Corporation Counsel the Parking Authority could not proceed with their work without the approval of this lease.

Mr. Kesselhaut, Counsel for the Parking Authority, upon questioning by several of the Councilmen, replied it was his considered judgment if the Council did not resolve this affirmatively tonight, the underground parking project would fall. He pointed out the bids contained a 90-day period for acceptance or rejection and this period expires July 6, 1959. He added there is a great deal of work to be done in conjunction with these contracts and repeated the Parking Authority had no right to enter into a contract unless there is a lease.

Councilman Santoro asked the Corporation Counsel if he felt this project will die if the Council did not approve this lease.

The Corporation Counsel reasserted he felt no contractor would want to enter into a contract on property for which there was no lease.

The City Clerk read resolution and lease annexed thereto.

The motion to adopt the lease, as corrected, was adopted by the following votes:

Yes: Councilmen Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

No: Councilman Addonizio.

(For action on this matter see Item 7-R-ad in the minutes of this meeting, page 25)

NEW BUSINESS ON THE CALENDAR.

None.

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MISCELLANEOUS.

11-A. THE CITY CLERK REPORTED THE FOLLOWING BINGO AND RAFFLES LICENSES WERE ISSUED FROM JUNE 13, 1959 TO JUNE 25, 1959:

BINGO LICENSES

LICENSEE	LICENSE NO.
ST. ANTONINUS CHURCH - HOLY NAME SOCIETY	1359
ST. THOMAS AQUINAS CHURCH	1364
THE NEWARK AUXILIARY OF THE ESSEX COUNTY RESCUE SQUAD	1409
NEWARK MOOSE LODGE #237	1443
CONGREGATION AHAVATH ISRAEL	1446
NEWARK AERIE NO. 44, FRATERNAL ORDER OF EAGLES	1454
ESSEX COUNTY RESCUE SQUAD, INC.	1526
THE DISABLED AMERICAN VETERANS-MELVIN SPITZ CHAPTER #3	1624

RAFFLES LICENSES

LICENSEE	LICENSE NO.
REV. DONALD C. CLEARY MISSION GROUP, INC.	1637
REV. DONALD C. CLEARY MISSION GROUP, INC.	1638
NEWARK CHAPTER WOMEN'S AMERICAN ORT	1639
OZIEL GRAND CHAPTER O, E. S.	1640

A MOTION TO CONCUR IN THE REPORT WAS MADE BY COUNCILMAN ADDONIZIO, SECONDED BY COUNCILMAN MELILLO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

RELEASES.

NONE.

ADJOURNMENT.

12. A MOTION TO ADJOURN THIS MEETING WAS MADE BY COUNCILMAN MELILLO, SECONDED BY COUNCILMAN BRADY AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

THIS MEETING ADJOURNED 10:45 P. M.

APPROVED:

HARRY S. REICHENSTEIN
CITY CLERK

MICHAEL A. BONTEMPO
PRESIDENT

Newark, New Jersey, August 5, 1959

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 8:00 P.M.

The audience arose for the National Anthem.

The prayer was offered by Reverend Eugene Hazewski, St. Stanislaus B. M., R. C. Church.

President Bontempo called the meeting to order and asked for roll call.

Present: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo, City Clerk Harry S. Reichenstein, Clerk of the Council; Sergeant Robert J. Horan, Sergeant-at-arms.

Absent: Councilman Turner.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

4-a. The City Clerk presented COPY OF DIGEST OF MINUTES OF MEETING BOARD OF ADJUSTMENT HELD JUNE 23, 1959.

A motion that the digest of minutes be received and placed on file was made by Councilman Brady, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

4-b. The City Clerk presented ANNUAL REPORT OF LOCAL ASSISTANCE BOARD FOR THE TWELVE MONTH PERIOD ENDING JUNE, 1959.

A motion that the report be placed on file was made by Councilman Gordon, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

4-c. The City Clerk presented COPY OF MINUTES OF MEETING OF PASSAIC VALLEY SEWERAGE COMMISSION HELD JUNE 3, 1959.

A motion that the copy of minutes be placed on file was made by Councilman Santoro, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

4-d. The City Clerk presented REPORT FROM DIVISION OF CENTRAL PURCHASE IN CONNECTION WITH ITEMS PURCHASED WITHOUT BIDS AND IN EXCESS OF $1,000.00 DURING THE MONTH OF JUNE, 1959.

A motion that the report be received and placed on file was made by Councilman Gordon, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro,

President Bontempo.

4-e. The City Clerk presented REPORT BY CONSULTING ENGINEERS PARSONS, BRINCKERHOFF, HALL AND MACDONALD, RELATIVE TO PROGRESS AT CHARLOTTEBURG RESERVOIR, DATED JUNE 15, 1959.

(Copy submitted to each Member of the Council)

A motion that the report be received was made by Councilman Melillo, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

4-f. The City Clerk presented REPORT OF IVY HAVEN NURSING HOME, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTH OF JUNE, 1959.

A motion that the report be received and placed on file was made by President Bontempo, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

4-g. The City Clerk presented REPORT OF DIVISION OF BUILDINGS, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTH OF JUNE, 1959.

A motion that the report be received and placed on file was made by Councilman Santoro, seconded by President Bontempo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

4-h. The City Clerk presented REPORT OF CITY CLERK, FOR THE MONTH OF JUNE, 1959.

A motion that the report be received and placed on file was made by Councilman Brady, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

4-i. The City Clerk presented REPORT OF MUNICIPAL COURT, PARTS 1, 2, 5 AND 6, FOR THE MONTH OF JUNE, 1959.

A motion that the report be received and placed on file was made by Councilman Gordon, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

4-j. The City Clerk presented BUDGETARY STATEMENT SHOWING CONDITION OF ACCOUNTS ENDING JUNE 30, 1959, SUBMITTED BY DIRECTOR OF FINANCE.

A motion that the Budgetary Statement be received was made by Councilman Santoro, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

4-K. The City Clerk presented INSURANCE FUND COMMISSION AUDIT REPORT, CITY OF NEWARK, FOR YEAR ENDING DECEMBER 31, 1958, BY EXTERNAL AUDITORS SAMUEL KLEIN AND COMPANY.

(Copy submitted to each Member of the Council)

A motion that the Audit Report be received and placed on file was made by Councilman Gordon, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

4-L. The City Clerk presented EMPLOYEES' RETIREMENT SYSTEM AUDIT REPORT, CITY OF NEWARK, FOR YEAR ENDING DECEMBER 31, 1958, BY EXTERNAL AUDITORS SAMUEL KLEIN AND COMPANY.

(Copy submitted to each Member of the Council)

A motion that the Audit Report be received and placed on file was made by Councilman Melillo, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

4-M. The City Clerk presented 1958 AUDIT REPORT OF THE CITY OF NEWARK BY SAMUEL KLEIN AND COMPANY.

(Copy submitted to each Member of the Council)

A motion to receive the 1958 Audit Report and directing that this report be further studied together with the External Auditors at the special conference to be held September 2[illegible], 1959, was made by President Bontempo, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

4-N. The City Clerk presented COPY OF MINUTES OF MEETING OF PASSAIC VALLEY SEWERAGE COMMISSION HELD JUNE 17, 1959.

A motion that the copy of minutes be received was made by Councilman Santoro, seconded by President Bontempo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

4-O. The City Clerk presented REPORT OF RECEIPTS AND DISBURSEMENTS, DEPARTMENT OF FINANCE, FOR THE MONTH OF JUNE, 1959.

A motion that the report be received was made by Councilman Brady, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

4-P. The City Clerk presented REPORT ENTITLED "NEWARK: A CITY IN TRANSITION, VOLUME III, SUMMARY AND RECOMMENDATIONS", DATED JUNE, 1959, SUBMITTED BY MAYOR'S COMMISSION ON GROUP RELATIONS.

(Copy submitted to each Member of the Council)

A motion that the report be placed on file was made by Councilman Gordon, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

4-Q. The City Clerk presented REPORT OF ADMINISTRATION OF PUBLIC ASSISTANCE, DEPARTMENT OF HEALTH AND WELFARE, FOR THE FIRST SIX MONTHS OF 1959.

A motion that the report be received was made by Councilman Santoro, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

4-R. The City Clerk presented SECOND QUARTER INTERIM AUDIT REPORT FOR THE CITY OF NEWARK, BY EXTERNAL AUDITORS SAMUEL KLEIN AND COMPANY.

(Copy submitted to each Member of the Council)

A motion to receive the Second Quarter Interim Audit Report and directing that this report be further studied together with the External Auditors at the special conference to be held September 22, 1959, was made by Councilman Gordon, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

PENDING BOARD OF ADJUSTMENT APPLICATIONS.

4-A-1. The City Clerk read APPLICATION OF MICHAEL A. DELLA PIA, OWNER FOR THE ERECTION OF GASOLINE STATION HAVING A 1-BAY LUBRITORIUM AND 1 NON-AUTOMATIC CAR WASHING BAY AND HAVING 2- 30' DRIVES ON FERRY STREET. GASOLINE STATION IS WITHIN 200' OF A SCHOOL; IN A 2ND INDUSTRIAL DISTRICT; ON PREMISES 700 MARKET STREET AND 356-364 FERRY STREET; SUCH USE TO BE LIMITED TO THE PERIOD ENDING TEN YEARS FROM DATE HEREOF.

(Vote of Board of Adjustment 3-2. No objectors)

(Public Hearing closed)

The City Clerk stated the Board of Adjustment, at their meeting held July 21, 1959, amended this application so that the applicant may utilize the Market Street driveway for ingress only, and so notified the Municipal Council in a communication dated August 4, 1959.

A motion to concur in the recommendations of the Board of Adjustment, as amended, was made by Councilman Gordon, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

4-A-2. The City Clerk read APPLICATION OF MARTIN ZELMAN, OWNER UNDER CONTRACT TO PURCHASE; FOR THE ESTABLISHMENT OF A PRIVATE PARKING STATION FOR CUSTOMERS AND EMPLOYEES OF STORE BUILDING LOCATED ON THE TRACT, SAID STORE BUILDING BEING IN A BUSINESS DISTRICT WHERE USE IS PERMITTED, IN A 4TH RESIDENCE DISTRICT; ON PREMISES 323-339 MT. PROSPECT AVENUE.

(Vote of Board of Adjustment 3-0. 4 objectors)

(Public Hearing closed)

A motion to concur in the recommendations of the Board of Adjustment was made by Councilman Cooper, seconded by Councilman Callaghan and adopted by the following votes:

Yes: Councilmen Brady, Callaghan, Cooper, Gordon, Santoro, President Bontempo.

No: Councilmen Addonizio, Melillo.

BOARD OF ADJUSTMENT APPLICATIONS.

4-A-3. The City Clerk read APPLICATION OF POMONA GARDENS, INC. (S. WERBEL, ET ALS, OWNERS) FOR THE EXTENSION FROM A 4TH RESIDENCE DISTRICT OF A 5-STORY, 55-FAMILY APARTMENT HOUSE AND EXCEEDING FRONT YARD REQUIREMENTS ON POMONA AVENUE AND REAR YARD REQUIREMENTS AND LOT AREA PER FAMILY REQUIREMENTS, IN A 1ST RESIDENCE DISTRICT; ON PREMISES 683-689 ELIZABETH AVENUE.

(Vote of Board of Adjustment 4-0. 1 objector)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Callaghan, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

4-A-4. The City Clerk read APPLICATION OF MARY C. BURNS, OWNER; FOR ADDITION TO AN EXISTING FUNERAL HOME, IN A 2ND RESIDENCE DISTRICT; ON PREMISES 460-464 SANDFORD AVENUE.

(Vote of Board of Adjustment 4-0. No objectors)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Addonizio, seconded by Councilman

Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

4-A-5. The City Clerk read APPLICATION OF FOODCRAFT, INC., OWNER; FOR THE REPAIR, INSTALLATION, MAINTENANCE AND ENGINEERING OF RADIO, SOUND, ELECTRONICS, COMMUNICATION, AUTOMOTIVE ELECTRIC AND TRAFFIC CONTROL EQUIPMENT, INCLUDING SUCH WORK ON ALL TYPES OF MOBILE VEHICLES AND FOR THE USE OF THE OPEN LAND FOR PARKING OF MOTOR VEHICLES FOR THE REPAIR OF ELECTRONIC EQUIPMENT; AND INCLUDING THE FABRICATION OF ELECTRONIC EQUIPMENT, IN A 4TH RESIDENCE DISTRICT; ON PREMISES 310-318 BROAD STREET.

(Vote of Board of Adjustment 4-0. No objectors)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Melillo, seconded by Councilman Callaghan and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

4-A-6. The City Clerk read APPLICATION OF EDWARD A. CASSIDY, OWNER; FOR THE ERECTION OF A 1½-STORY, 1-FAMILY DWELLING IN A 1ST RESIDENCE DISTRICT; ON PREMISES 777-779 DE GRAW AVENUE.

(Vote of Board of Adjustment 4-0. No objectors)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Melillo, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

4-A-7. The City Clerk read APPLICATION OF MORRIS COUNTY REALTY CO., OWNER; FOR RENEWAL OF PERMIT FOR THE MANUFACTURE OF JEWELRY IN A 4TH BUSINESS DISTRICT; ON PREMISES 9-11 FRANKLIN STREET; SUCH USE TO BE LIMITED TO THE PERIOD OF FIVE YEARS ENDING JULY 12, 1964.

(Vote of Board of Adjustment 4-0. No objectors)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Santoro, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

4-A-8. The City Clerk read APPLICATION OF W. & A. BROOKS, OWNERS; FOR THE ESTABLISHMENT OF AUTOMOBILE REPAIR SHOP (NO BODY OR FENDER WORK), IN A 3RD RESIDENCE DISTRICT; ON PREMISES 224½ OLIVER STREET; SUCH USE TO BE LIMITED TO THE PERIOD ENDING FIVE YEARS FROM DATE HEREOF.

(Vote of Board of Adjustment 4-0. No objectors)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Melillo, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

4-A-9. The City Clerk read APPLICATION OF CAMP PLASTICS, INC., OWNER; FOR THE ERECTION OF ADDITION TO EXISTING EXTRUDED PLASTIC MANUFACTURING FACTORY, EXCEEDING THE FRONT, SIDES AND REAR YARD REQUIREMENTS, IN A 4TH RESIDENCE DISTRICT; ON PREMISES 118-122 ORCHARD STREET.

(Vote of Board of Adjustment 4-0. 1 objector)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Cooper, seconded by President Bontempo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

4-A-10. The City Clerk read APPLICATION OF WINFIELD REA SCOTT, OWNER; FOR THE ESTABLISHMENT OF OFFICE FOR PLUMBING CONTRACTOR INCLUDING STORAGE OF PIPING MATERIALS; AND INCLUDING OFF-STREET PARKING OF 2 TRUCKS AND CUSTOMERS' AND EMPLOYEES' CARS, IN A 3RD RESIDENCE DISTRICT; ON PREMISES 230-236 SOUTH 11TH STREET AND 201-205 SOUTH 10TH STREET (REAR).

(Vote of Board of Adjustment 4-0. No objectors)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Melillo, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

4-A-11. The City Clerk read APPLICATION OF VINCENT MANFREDI (THOMAS IOVINO, OWNER); FOR THE ESTABLISHMENT OF AN AUTOMOBILE BODY & FENDER SHOP INCLUDING PAINTING, IN A 1ST INDUSTRIAL DISTRICT; ON PREMISES 226-228 SOUTH 12TH STREET.

(Vote of Board of Adjustment 4-0. No objectors)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Addonizio, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

REPORTS OF COMMITTEES.

5-A. COUNCIL COMMITTEE TO STUDY THE FAULKNER ACT.

(Councilmen Santoro, Brady, Callaghan)

Chairman Santoro reported progress.

A motion to accept the report was made by Councilman Cooper, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

5-B. COUNCIL STUDY COMMITTEE FOR REVISION AND AMENDMENT OF THE CODE.

(Councilmen Gordon, Addonizio, Cooper)

Chairman Gordon reported progress.

A motion to accept the report was made by Councilman Santoro, seconded by President Bontempo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

5-F. COUNCIL COMMITTEE TO STUDY REGULATIONS AND PROCEDURES FOR EMPLOYEES.

(Councilmen Santoro, Cooper, Melillo)

Chairman Santoro reported progress.

A motion to accept the report was made by Councilman Brady, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

5-G. COUNCIL COMMITTEE TO STUDY POSSIBILITY OF BROADENING TAX REVENUE AND NEW SOURCE

OF REVENUE.

(Councilmen Melillo, Callaghan, Cooper)

Chairman Melillo reported that a meeting will be held on September 9, 1959 in Princeton, N. J., with members of the Tax Institute, and he further reported progress.

A motion to accept the report was made by Councilman Addonizio, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

5-H. COUNCIL COMMITTEE TO STUDY THE CIVILIAN DEFENSE SET-UP.

(Councilmen Addonizio, Cooper, Gordon)

Chairman Addonizio reported progress.

A motion to accept the report was made by Councilman Callaghan, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

5-I. COUNCIL COMMITTEE TO STUDY AND RECOMMEND A POLICY RELATIVE TO CELEBRATION AND HOLIDAY EXPENDITURES.

(Councilmen Melillo, Callaghan, Cooper)

Chairman Melillo reported progress.

A motion to accept the report was made by President Bontempo, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

5-J. COUNCIL COMMITTEE TO WORK IN CONJUNCTION WITH MELVIN SPITZ CHAPTER NO. 3, DISABLED WAR VETERANS TO MEMORIALIZE THE NAME OF THE LATE MARINE SERGEANT JOHN BASILONE.

(Councilmen Brady, Gordon, Santoro)

Chairman Brady reported the Committee had a report ready, but was awaiting information from the Staff before submitting complete recommendations.

A motion to accept the report was made by Councilman Addonizio, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

5-K. COUNCIL COMMITTEE TO STUDY CORRECTIVE LEGISLATION FOR BETTER REPRESENTATION FOR THE CITY OF NEWARK ON THE PASSAIC VALLEY SEWERAGE COMMISSION.

(Councilmen Addonizio, Brady, Gordon)

Chairman Addonizio reported progress.

A motion to accept the report was made by Councilman Santoro, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

5-L. COUNCIL COMMITTEE OF THE WHOLE TO EXAMINE THE FEASIBILITY OF CONSTRUCTING A SPORTS ARENA IN NEWARK.

President Bontempo reported to the Council he felt his and Councilman Addonizio's visit to Los Angeles had veen very beneficial to the City of Newark insofar as their study of the possibilities of establishing a Sports Arena in the City of Newark was concerned. He related the great success of the Los Angeles Sports Arena and Coliseum and strongly emphasized the need for a similar project in Newark, declaring it would greatly stimulate business in the City and help curb juvenile delinquency. President Bontempo urged the local press to support such a project.

He stated that in 1947 he had attended a luncheon at which the then Mayor Murphy introduced the completed Master Plan for the City of Newark, pointing out that no matter how sound a plan and no matter how extensive physical redevelopment might become, without civic pride Newark could only be a City of concrete and steel.

President Bontempo noted under our new form of government, we have been able to bring a new pattern of municipal service to our people. A sound political structure has been established and through the Council's fiscal policy, an economic reserve has been created which has enabled us to bring the dreams out of the pages of the Master Plan and convert them into public utilities. Greater water resources, off-street parking systems, pending sewer developments, street patterns and usage, are a few of the physical things constructed or prepared for immediate accomplishment.

He pointed out civic pride has begun to become a positive force in our redevelopment. He felt this Council, the Mayor and his administration must continue to improve, build, and develop our future City. It is for these reasons President Bontempo said he first became convinced that a Sports Arena and Municipal Auditorium are vitally important to our future, adding he was sure it would fill a basic need for the people of the entire Newark metropolitan area.

President Bontempo cited at length individuals he and Councilman Addonizio had contacted during their study of the Los Angeles Projects and of the courteous treatment accorded them by the various officials. He stated that Mayor Carlin and Councilman Callaghan had accompanied them on various inspection tours.

President Bontempo, therefore, recommended to the Council that it request a meeting with Mayor Carlin and Business Administrator Rinaldi to begin discussions that will bring to our City a new Sports Entertainment and Convention Coliseum that will go a long way to bringing a New Newark to our people.

A motion that this report be further discussed with Mayor Carlin and the Business Administrator at the special conference of the Municipal Council to be held September 22, 1959, was made by Councilman Cooper, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

5-M. Council Committee to Review the Taxicab Ordinance.

(Councilmen Turner, Addonizio, Santoro)

In the absence of Chairman Turner, Councilman Santoro reported progress.

A motion to accept the report was made by Councilman Gordon, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

5-N. Council Committee to Study All Phases of Relief.

(Councilmen Addonizio, Cooper, Melillo)

Chairman Addonizio reported progress.

A motion to accept the report was made by Councilman Brady, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

Report on Conference.

4-S. Councilman Callaghan stated he had been assigned to attend the United States Conference of Mayors in Los Angeles, California, as a representative of the Council and he desired to report on this Conference. There were over 500 delegates from all parts of the Unites States present. Some of the items discussed were Federal assistance to cities and states, urban renewal, civil defense, and Federal aid to highways. He noted the convention had been unanimous in their denunciation of President Eisenhower's veto of the Urban Renewal Housing Bill. Delegates were urged to press for enactment of new legislation for urban renewal.

Councilman Callaghan remarked he had brought back many periodicals and pamphlets issued by various cities on governmental operation, which he had turned over to the City Clerk, and felt these were very valuable to any municipality. He contended his attendance at this Conference had been very advantageous to the City, since people from various backgrounds were able to discuss mutual problems. He noted that, as an over-all picture, this Council had done a great deal to improve the City of Newark and repeated it was of great value for Members of the Council to go to other cities to compare their problems with other municipalities.

A motion to accept this report and directing the City Clerk to prepare a digest of material submitted and forward a copy to each Member of the Council, was made by Councilman Addonizio, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Bontempo called for ordinances on first reading.

6-F-A. The City Clerk read AN ORDINANCE TO AMEND SEC. 14.173 - STORAGE AND USE OF COMBUSTIBLE LIQUIDS - OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED AND SUPPLEMENTED.

(This ordinance eliminates storage of combustible liquids in 50 gallon portable tanks)

(Copy of ordinance submitted to each Member of the Council)

The City Clerk stated several items in this ordinance were under discussion with Fire Director Owens and recommended that action on this ordinance be deferred until the September 16, 1959 meeting of the Municipal Council.

A motion to defer action on this ordinance to the September 16, 1959 meeting of the Municipal Council, was made by Councilman Santoro, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

6-F-B. The City Clerk read AN ORDINANCE APPROPRIATING $25,000.00 FROM CAPITAL IMPROVEMENT FUND TO COST OF REPLACEMENT OF SEWER IN WILLIAM STREET FROM BROAD STREET TO WASHINGTON STREET, CITY OF NEWARK.

(Copy of ordinance and forwarding letter from Director Andress to Business Administrator Rinaldi submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Brady, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

President Bontempo: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 2, 1959.

6-F-C. The City Clerk read AN ORDINANCE APPROPRIATING $150,000.00 FROM WATER UTILITY

CAPITAL IMPROVEMENT FUND FOR DISTRIBUTION MAIN EXTENSIONS AND REPLACEMENTS.

(Copy of ordinance and forwarding letter from Director Andress to Business Administrator Rinaldi submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Brady, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

President Bontempo: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 2, 1959.

6-F-d. The City Clerk read AN ORDINANCE APPROPRIATING $106,000.00 FROM WATER UTILITY CAPITAL IMPROVEMENT FUND FOR IMPROVEMENTS AT CLINTON RESERVOIR AND PURCHASE OF AUTOMOTIVE EQUIPMENT.

(Copy of ordinance and forwarding letters from Business Administrator Rinaldi submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Melillo, seconded by Councilman Brady.

Councilman Callaghan remarked he intended to study this matter further.

The roll being called, the motion to adopt the ordinance on first reading was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

President Bontempo: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 2, 1959.

PUBLIC HEARING ON ORDINANCES AS ADVERTISED.

None.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

None.

HEARINGS OF CITIZENS.

None.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-A. THE CITY CLERK CALLED FOR FURTHER BIDS BASED UPON RESOLUTION NO. 7-R-C, ADOPTED JULY 1, 1959, WHICH RESOLUTION APPROVED OFFER BY DAVIS-WHITE COMPANY, TO PURCHASE CITY-OWNED PROPERTY AT 221 NORFOLK STREET, BLOCK 419, LOT 9, FOR $1,000.00.

MR. VINCENT CARUSO, REPRESENTING THE NORTH WARD, INC., AND MR. GEORGE SAMUELSON, REPRESENTING THE DAVIS-WHITE COMPANY, OFFERED BIDS ON THIS PROPERTY.

THE HIGHEST BID FOR THIS PROPERTY, $1,600.00, WAS MADE BY MR. GEORGE SAMUELSON, REPRESENTING THE DAVIS-WHITE COMPANY.

A MOTION TO CLOSE THE BIDDING AND ACCEPT THE HIGHEST BID, OFFERED BY MR. GEORGE SAMUELSON, REPRESENTING THE DAVIS-WHITE COMPANY, WAS MADE BY COUNCILMAN BRADY, SECONDED BY COUNCILMAN ADDONIZIO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

COUNCILMAN BRADY PRESENTED AND MOVED RESOLUTION ACCEPTING BID OF DAVIS-WHITE COMPANY TO PURCHASE CITY-OWNED LANDS AND PREMISES AT 221 NORFOLK STREET, BLOCK 419, LOT 9, FOR $1,600.00.

THE MOTION WAS SECONDED BY COUNCILMAN ADDONIZIO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

7-R-B. THE CITY CLERK CALLED FOR FURTHER BIDS BASED UPON RESOLUTION NO. 7-R-K, ADOPTED JULY 1, 1959, WHICH RESOLUTION APPROVED OFFER BY ALBERT AND VICTORIA PEDICINI, TO PURCHASE CITY-OWNED PROPERTY AT 637-641 NORTH 9TH STREET, BLOCK 702, LOTS 41 AND 57, FOR $2,400.00.

MR. VINCENT CARUSO, REPRESENTING THE NORTH WARD, INC., AND MR. ALBERT PEDICINI OFFERED BIDS ON THIS PROPERTY.

THE HIGHEST BID FOR THIS PROPERTY, $3,500.00, WAS MADE BY MR. VINCENT CARUSO, REPRESENTING THE NORTH WARD, INC.

A MOTION TO CLOSE THE BIDDING AND ACCEPT THE HIGHEST BID, OFFERED BY MR. VINCENT CARUSO, REPRESENTING THE NORTH WARD, INC., WAS MADE BY COUNCILMAN SANTORO, SECONDED BY COUNCILMAN MELILLO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

COUNCILMAN SANTORO PRESENTED AND MOVED RESOLUTION ACCEPTING BID OF NORTH WARD, INC. FOR PURCHASE OF CITY-OWNED PROPERTY AT 637-641 NORTH 9TH STREET, BLOCK 702, LOTS 41 AND 57, FOR $3,500.00.

THE MOTION WAS SECONDED BY COUNCILMAN MELILLO AND THE ROLL BEING CALLED, THE

resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

7-R-c. The City Clerk called for further bids based upon Resolution No. 7-R-l, adopted July 1, 1959, which resolution approved offer by Yeshivath Torahth Chaim (Torath Chaim Jewish Center), to purchase City-owned property at 214-216, 218, 220-222 and 224 Schley Street, Block 3733, Lots 94, 96, 96, 97 and 98, for $4,000.00.

There were no further bids for this property.

A motion to close the bidding and accept the bid offered by Yeshivath Torahth Chaim (Torath Chaim Jewish Center), was made by Councilman Cooper, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

Councilman Cooper presented and moved Resolution finally approving, subject to terms contained herein, the sale of City-owned land at 214-216, 218, 220-222 and 224 Schley Street, Block 3733, Lots 94, 96, 97 and 98 to Yeshivath Torahth Chaim (Torath Chaim Jewish Center) for $4,000.00.

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

7-R-d. Councilman Cooper presented and moved Resolution cancelling municipal charges for water at the Boys' Club of Newark, a charitable institution supported and maintained by private benefactions without aid of public funds, at 396-400 Hawthorne Avenue, Newark, effective August 1, 1959.

The motion was seconded by Councilman Melillo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

7-R-e. Councilman Santoro presented and moved Resolution authorizing the Director of Revenue to cancel water rents in the amount of $70.32 for the years 1952 to 1954 on City-owned property 69 Jackson Street purchased by Nicholas Conzolo, 664 Center Street, Nutley; indebtedness merged in title when City of Newark took over said property.

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Cooper, Gordon, Melillo, Santoro, President Bontempo.

No: Councilman Callaghan.

7-R-F. Councilman Addonizio presented and moved RESOLUTION APPROVING OFFER BY PETER N. PALLITTO TO PURCHASE CITY-OWNED PROPERTY AT 110 MC WHORTER STREET, BLOCK 201, LOT 22, FOR $1,000.00; AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR FINAL BIDS.

The motion was seconded by Councilman Santoro and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

7-R-G. Councilman Melillo presented and moved RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND THE SUM OF $100.00 TO ROBERT F. PALESTRI, 6 MT. VERNON WAY, WHIPPANY, NEW JERSEY; BAIL POSTED IN AN ACTION FOR HIS APPEARANCE IN MUNICIPAL COURT DECEMBER 5, 1957 AND CASE DISPOSED OF DECEMBER 13, 1957.

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

7-R-H. Councilman Addonizio presented and moved RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND OVERPAYMENT IN THE AMOUNT OF $30.00 TO SARAH STREISSER, FORMERLY A PATIENT AT MARTLAND MEDICAL CENTER.

The motion was seconded by Councilman Melillo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

7-R-I. Councilman Gordon presented and moved RESOLUTION AUTHORIZING THE ISSUANCE OF BOND ANTICIPATION NOTES IN THE AMOUNT OF $500,000. TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED JUNE 6, 1956, "APPROPRIATING $4,616,983.66 TO FINANCE IMPROVEMENTS TO THE WATER SUPPLY SYSTEM OF THE CITY OF NEWARK, AND AUTHORIZING THE ISSUANCE OF BONDS TO MEET SUCH APPROPRIATION".

The motion was seconded by Councilman Melillo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Cooper, Gordon, Melillo, Santoro, President Bontempo.

No: Councilman Callaghan.

7-R-J. Councilman Santoro presented and moved RESOLUTION AUTHORIZING THE ISSUANCE OF SCHOOL PROMISSORY NOTES IN THE AMOUNT OF $100,000. TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED OCTOBER 1, 1958, "APPROPRIATING $813,300. FOR SCHOOL PURPOSES AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SUCH APPROPRIATION".

The motion was seconded by Councilman Callaghan and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

7-R-k. Councilman Cooper presented and moved RESOLUTION AUTHORIZING THE ISSUANCE OF SCHOOL PROMISSORY NOTES IN THE AMOUNT OF $100,000. TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED JUNE 21, 1956, "APPROPRIATING $497,515. FOR NEW BUILDING FOR THE USE OF THE BOARD OF TRUSTEES OF SCHOOLS FOR INDUSTRIAL EDUCATION OF NEWARK AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SUCH APPROPRIATION".

The motion was seconded by Councilman Melillo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

7-R-l. Councilman Melillo presented and moved RESOLUTION AUTHORIZING THE ISSUANCE OF SCHOOL PROMISSORY NOTES IN THE AMOUNT OF $100,000. TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED SEPTEMBER 18, 1957, "APPROPRIATING $3,053,000. FOR SCHOOL PURPOSES AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SUCH APPROPRIATION".

The motion was seconded by Councilman Gordon and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

7-R-m. Councilman Addonizio presented and moved RESOLUTION AUTHORIZING THE ISSUANCE OF SCHOOL PROMISSORY NOTES IN THE AMOUNT OF $200,000. TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED JULY 17, 1957, "APPROPRIATING $4,141,000. FOR SCHOOL PURPOSES AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SUCH APPROPRIATION".

The motion was seconded by Councilman Cooper and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

7-R-n. Councilman Addonizio presented and moved RESOLUTION AUTHORIZING THE DIRECTOR OF POLICE TO EXECUTE AND DELIVER A GENERAL RELEASE IN THE AMOUNT OF $250.00 TO FLORENCE MARCH IN SETTLEMENT OF DAMAGE TO A CITY MOTOR VEHICLE, AMOUNTING TO $299.30, INVOLVED IN AN ACCIDENT AT THE INTERSECTION OF SIXTEENTH AND FAIRMOUNT AVENUES.

The motion was seconded by Councilman Cooper and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

7-R-O. COUNCILMAN CALLAGHAN PRESENTED AND MOVED EMERGENCY RESOLUTION APPROPRIATING $1,600.00 FOR "SALARIES AND WAGES", WATER UTILITY, DIVISION OF WATER SUPPLY, TO PROVIDE FURTHER FUNDS FOR AN EXTENSION IN THE TEMPORARY EMPLOYMENT OF AN ASSISTANT CHEMIST, DUE TO ILLNESS OF PERMANENT CHEMIST AND ASSISTANT CHEMIST.

THE MOTION WAS SECONDED BY COUNCILMAN COOPER AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

7-R-P. COUNCILMAN MELILLO PRESENTED AND MOVED RESOLUTION AUTHORIZING THE DIRECTOR OF THE DEPARTMENT OF HEALTH AND WELFARE TO EXECUTE A DISCHARGE OF LIEN UPON RECEIPT OF SUM OF $825. FROM JOHN SCOTT, IN SETTLEMENT OF MEDICAL SERVICES AT MARTLAND MEDICAL CENTER AMOUNTING TO $2,040.00, FOR INJURIES SUSTAINED AS A RESULT OF A FALL.

THE MOTION WAS SECONDED BY COUNCILMAN GORDON AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

7-R-Q. RESOLUTION APPROVING OFFER BY JOSEPH DUNKERLY TO PURCHASE 0.78 ACRES OF VACANT LAND OWNED BY THE CITY OF NEWARK IN STOCKHOLM, HARDYSTON TOWNSHIP, SUSSEX COUNTY, NEW JERSEY FOR $100.00; AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR FINAL BIDS.

A MOTION TO DEFER FURTHER ACTION ON THIS MATTER AT THIS TIME WAS MADE BY COUNCILMAN CALLAGHAN, SECONDED BY COUNCILMAN COOPER AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

7-R-R. COUNCILMAN MELILLO PRESENTED AND MOVED RESOLUTION CANCELLING YEAR 1929 PERSONAL PROPERTY TAXES FOR 489 INDIVIDUALS, TOTALING $4,488.60, REASON - "MOVED, CANNOT BE LOCATED".

THE MOTION WAS SECONDED BY COUNCILMAN ADDONIZIO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

7-R-S. COUNCILMAN MELILLO PRESENTED AND MOVED RESOLUTION CANCELLING YEAR 1929 PERSONAL PROPERTY TAXES FOR 365 INDIVIDUALS, TOTALING $6,094.09, REASON - "MOVED, CANNOT BE LOCATED".

THE MOTION WAS SECONDED BY COUNCILMAN ADDONIZIO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

7-R-T. EMERGENCY RESOLUTION APPROPRIATING $7,500.00 FOR "SALARIES AND WAGES - OVERTIME", DEPARTMENT OF HEALTH AND WELFARE, MARTLAND MEDICAL CENTER, TO PAY OVERTIME TO GRADUATE NURSES DUE TO EXTRA SESSIONS.

A motion to defer further action on this matter at this time was made by Councilman Cooper, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

7-R-U. EMERGENCY RESOLUTION APPROPRIATING $8,250.00 FOR "SALARIES AND WAGES", DEPARTMENT OF HEALTH AND WELFARE, IVY HAVEN NURSING HOME, TO EMPLOY 10 PRACTICAL NURSES FOR A THREE-MONTH PERIOD DUE TO A CRITICAL SHORTAGE OF GRADUATE NURSES AND DIFFICULTY IN RECRUITING NURSING PERSONNEL.

A motion to defer further action on this matter at this time was made by Councilman Cooper, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

7-R-V. RESOLUTION APPROVING OFFER BY ALBERT M. WEEKS TO PURCHASE CITY-OWNED PROPERTY AT 91-101 OAK STREET, BLOCK 4217, LOT 9, FOR $1,300.00; AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR FINAL BIDS.

A motion to reject this resolution was made by Councilman Brady, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

7-R-W. Councilman Addonizio presented and moved RESOLUTION AUTHORIZING THE CITY TREASURER TO DRAW A CHECK IN THE SUM OF $180.00 TO FAST AND FAST, ATTORNEYS FOR ANN K. GRUBSTEIN, PAYMENT FOR TAXED COSTS OF APPEAL TO THE SUPERIOR COURT, WHERE JUDGMENT OF CONVICTION BY MUNICIPAL AND ESSEX COUNTY COURTS FOR VIOLATION OF THE NEWARK HOUSING CODE WAS REVERSED.

The motion was seconded by Councilman Cooper and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

7-R-X. Councilman Addonizio presented and moved RESOLUTION AUTHORIZING THE DIRECTOR OF THE DEPARTMENT OF PUBLIC WORKS TO EXECUTE A RENEWAL OF THE WATER SUPPLY CONTRACT BETWEEN THE CITY OF NEWARK AND THE TOWN OF BELLEVILLE, FOR THE SUM OF $120.00 PER MILLION GALLONS, FOR A TERM OF FIVE (5) YEARS, EFFECTIVE JANUARY 1, 1959.

The motion was seconded by Councilman Melillo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

7-R-Y. Councilman Addonizio presented and moved Resolution authorizing the City Treasurer to refund the sum of $26.00 to Catherine Brown, fees paid with applications for restaurant and cigar licenses, which were disapproved by Police Department.

The motion was seconded by Councilman Callaghan and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

7-R-Z. Councilman Melillo presented and moved Resolution authorizing the City Treasurer to refund the sum of $50.00 to Industrial Food & Snack Bar, Incorporated, fee paid with application for restaurant license erroneously filed in duplicate by applicant.

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

7-R-AA. Emergency Resolution appropriating $400.00 for "Salaries and Wages" Department of Health and Welfare, Martland Medical Center, to provide funds for Assistant Supervisor of Housekeeping, to restore the $200-$200 blanket increase that was denied her in the 1959 Local Municipal Budget.

A motion to reject this resolution as it is inconsistent with the existing policy not to grant blanket increases to employees with temporary status, was made by Councilman Gordon, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

7-R-AB. Councilman Addonizio presented and moved Resolution authorizing the City Treasurer to refund overpayment of $45.00 to Willa Mae Davis, formerly a patient at Martland Medical Center.

The motion was seconded by Councilman Gordon and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

7-R-AC. President Bontempo presented and moved Resolution appointing Michael Mannion, Herman K. Mueller and Joseph M. Dwyer Special Policemen for a term ending December 31, 1959.

The motion was seconded by Councilman Cooper and the roll being called, the

RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

7-R-AD. RESOLUTION AUTHORIZING THE DIRECTOR OF THE DEPARTMENT OF REVENUE TO CANCEL RECORD OF LIEN IN THE AMOUNT OF $70.32 AGAINST PREMISES 69 JACKSON STREET; SAID PROPERTY HAVING BEEN SOLD TO NICHOLAS CONZOLA BY THE CITY OF NEWARK FREE AND CLEAR OF ALL MUNICIPAL LIENS.

THE CITY CLERK STATED THIS RESOLUTION IS A DUPLICATION OF RESOLUTION NO. 7-R-E, WHICH APPEARS IN THE MINUTES OF THIS MEETING ON PAGE 15. THEREFORE, NO ACTION IS REQUIRED.

7-R-AE. COUNCILMAN ADDONIZIO PRESENTED AND MOVED EMERGENCY RESOLUTION APPROPRIATING $6200.00 FOR SALARIES AND WAGES - OTHER EMPLOYEES, POLICE DEPARTMENT, RECORDS AND IDENTIFICATION BUREAU, FOR HIRING 7 CLERK-TYPISTS, DUE TO INSTALLATION OF MECHANICAL ELEVATOR FILE EQUIPMENT.

THE MOTION WAS SECONDED BY COUNCILMAN COOPER AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

7-R-AF. COUNCILMAN COOPER PRESENTED AND MOVED RESOLUTION APPROVING OFFER OF NEW JERSEY TURNPIKE AUTHORITY TO PAY TO THE CITY OF NEWARK AND PORT AUTHORITY THE SUM OF $51,282.05 FOR THE CONVEYANCE OF 5 PARCELS OF LAND 8.073 ACRES, TAKEN FOR HIGHWAY AND AIRPORT PURPOSES, SUBJECT TO APPROVAL BY THE PORT OF NEW YORK AUTHORITY; IN ACCORDANCE WITH THE FORMULA RECITED IN RESOLUTION #76 ADOPTED BY THE GOVERNING BODY MAY 27, 1953.

THE MOTION WAS SECONDED BY COUNCILMAN ADDONIZIO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

7-R-AG. COUNCILMAN ADDONIZIO PRESENTED AND MOVED RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO CANCEL PAYMENT OF 12 OUTSTANDING CHECKS TOTALLING $174.22 FOR THE YEAR 1953, TO DRAW CHECK FROM "SPECIAL BANK ACCOUNT" PAYABLE TO THE CITY TREASURER FOR THIS AMOUNT FOR CREDIT TO THE "CITY GENERAL SURPLUS ACCOUNT", REASON - PAYEES CANNOT BE LOCATED.

THE MOTION WAS SECONDED BY COUNCILMAN SANTORO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

7-R-AH. COUNCILMAN COOPER PRESENTED AND MOVED RESOLUTION CANCELLING 1929 PERSONAL

PROPERTY TAXES TOTALING $4,894.07 FOR 609 INDIVIDUALS, REASON - "MOVED-CANNOT BE LOCATED".

The motion was seconded by Councilman Melillo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

7-R-AI. Councilman Melillo presented and moved RESOLUTION AUTHORIZING THE DIRECTOR OF REVENUE TO CANCEL 1953 OVERPAYMENTS OF WATER RENTS IN THE WATER UTILITY ACCOUNT IN THE AMOUNT OF $243.77 AND SUM TRANSFERRED TO THE "WATER GENERAL SURPLUS ACCOUNT", REASON - PARTIES CANNOT BE LOCATED.

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

7-R-AJ. Councilman Addonizio presented and moved RESOLUTION CANCELLING YEARS 1955 TO 1958 PERSONAL PROPERTY TAXES TOTALING $186.34 FOR 5 INDIVIDUALS, REASONS - ERROR, MOVED, DUPLICATION, DECEASED, OUT OF BUSINESS.

The motion was seconded by Councilman Melillo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

7-R-AK. President Bontempo presented and moved RESOLUTION EXTENDING TO HIS EXCELLENCY, MOST REVEREND THOMAS A. BOLAND AND THE WORLD SODALITY CONGRESS SINCERE GOOD WISHES FOR THE SUCCESS OF THE SECOND QUINQUENNIAL WORLD SODALITY CONGRESS TO BE HELD AT SETON HALL UNIVERSITY, AUGUST 20, TO AUGUST 23, 1959.

The motion was seconded by Councilman Cooper and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

7-R-AL. Councilman Addonizio presented and moved RESOLUTION WAIVING AND RELEASING A RESTRICTION TO USE PROPERTY CONVEYED TO THE QUEEN OF ANGELS CHURCH BY THE CITY OF NEWARK ON FEBRUARY 28, 1949 FOR RELIGIOUS, CHARITABLE AND EDUCATIONAL PURPOSES AS CONTAINED IN THE DEED; AUTHORIZING ADVERTISING AND ESTABLISHING HEARING DATE SEPTEMBER 2, 1959.

The motion was seconded by Councilman Gordon and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Cooper, Gordon, Melillo, Santoro, President Bontempo.

No: Councilman Callaghan.

MOTIONS.

None.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-A. The City Clerk presented COMMUNICATION FROM ROBERT E. BROWN, SECRETARY, BOARD OF ALCOHOLIC BEVERAGE CONTROL, RECEIVED JULY 2, 1959, ENCLOSING COPY OF RESOLUTION ELECTING ARTHUR J. H. CLEMENT, JR. CHAIRMAN OF THE BOARD OF ALCOHOLIC BEVERAGE CONTROL FOR THE TERM COMMENCING JULY 1, 1959 AND ENDING JUNE 30, 1960.

A motion that this communication be received and placed on file was made by Councilman Gordon, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

8-B. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED JULY 20, 1959, ENCLOSING PROPOSED "ORDINANCE AMENDING SEC. 7.153, PROTECTION OF MASONRY, ARTICLE 10, MASONRY CONSTRUCTION, CHAPTER 7, BUILDING CODE, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951".

(This proposed amendment to the Building Code would control speed of vehicles to less than 10 miles per hour in buildings used for the housing or storage of motor vehicles)

(Copy of ordinance submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 2, 1959 Calendar of the Municipal Council for first reading, was made by Councilman Addonizio, seconded by President Bontempo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

8-C. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED JULY 20 1959, ENCLOSING PROPOSED "ORDINANCE AMENDING AND SUPPLEMENTING ARTICLE XVI, GARAGES, SERVICE STATIONS, ETC. OF CHAPTER 14, FIRE PREVENTION CODE, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951".

(This proposed amendment to the Open Deck Parking Ordinance, Fire Prevention Code, would provide additional protection on each tier of parking decks; and hold manager responsible for control of speed of vehicles)

(Copy of ordinance submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 2, 1959 Calendar of the Municipal Council for first reading, was made by Councilman Addonizio, seconded by President Bontempo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

8-D. THE CITY CLERK PRESENTED COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED JULY 27, 1959, ENCLOSING PROPOSED "ORDINANCE AMENDING CHAPTER 2, CITY ADMINISTRATIVE CODE, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951".

(THIS ORDINANCE WOULD TRANSFER THE COMMERCIAL AND ACCOUNTING FUNCTIONS OF THE WATER DEPARTMENT FROM THE DEPARTMENT OF REVENUE TO THE DEPARTMENT OF FINANCE)

(COPY OF ORDINANCE SUBMITTED TO EACH MEMBER OF THE COUNCIL)

A MOTION DIRECTING THE CITY CLERK TO PLACE THIS ORDINANCE ON THE SEPTEMBER 2, 1959 CALENDAR OF THE MUNICIPAL COUNCIL FOR FIRST READING, WAS MADE BY COUNCILMAN SANTORO, SECONDED BY COUNCILMAN ADDONIZIO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

8-E. THE CITY CLERK PRESENTED COMMUNICATION FROM MR. NORMAN J. MULLER, SECRETARY, BOARD OF ADJUSTMENT, RECEIVED JULY 27, 1959, REGARDING PROPOSED AMENDMENT TO THE ZONING ORDINANCE TO REQUIRE PRIVATE PARKING STATIONS TO APPLY FOR A PERMIT AS DO PUBLIC PARKING STATIONS.

A MOTION REQUESTING THE CITY CLERK TO CONFER WITH THE BOARD OF ADJUSTMENT, AND FURTHER DIRECTING THAT A PROPOSED AMENDMENT TO THE PRESENT ORDINANCE BE PREPARED ACCORDINGLY, WAS MADE BY COUNCILMAN ADDONIZIO, SECONDED BY COUNCILMAN COOPER AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

8-F. THE CITY CLERK PRESENTED COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED JUNE 25, 1959, ENCLOSING PROPOSED "ORDINANCE LICENSING AND REGULATING FOOD CATERERS AS TO OFF-OWN PREMISES SERVICE, AND SUPPLEMENTING CHAPTER 8 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951".

(COPY OF ORDINANCE SUBMITTED TO EACH MEMBER OF THE COUNCIL)

(STAFF REPORT)

A MOTION DIRECTING THE CITY CLERK TO PLACE THIS ORDINANCE ON THE SEPTEMBER 2, 1959 CALENDAR OF THE MUNICIPAL COUNCIL FOR FIRST READING, WAS MADE BY COUNCILMAN ADDONIZIO, SECONDED BY COUNCILMAN COOPER AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

8-G. THE CITY CLERK PRESENTED COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED JULY 30, 1959, ENCLOSING PROPOSED "ORDINANCE APPROPRIATING $8,000.00 FROM CAPITAL IMPROVEMENT FUND FOR EQUIPMENT AND WORK IN THE INSTALLATION OF WATER HEATERS, PUMPS AND EXHAUSTERS". (FOR POLICE HEADQUARTERS AND BOARD OF EDUCATION BUILDING)

(COPY OF ORDINANCE SUBMITTED TO EACH MEMBER OF THE COUNCIL)

A motion directing the City Clerk to place this ordinance on the September 2, 1959 Calendar of the Municipal Council for first reading, was made by Councilman Cooper, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

9-A. COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED MAY 22, 1959, ENCLOSING PROPOSED "ORDINANCE ESTABLISHING FEES FOR CERTAIN SERVICES PROVIDED BY THE NEWARK POLICE DEPARTMENT, AND SUPPLEMENTING CHAPTER 2 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951".

(Copy of ordinance submitted to each Member of the Council)

(Copy of Rules and Regulations regulating fees in the Police Department on file in City Clerk's Office)

A motion directing the City Clerk to place this ordinance on the September 2, 1959 Calendar of the Municipal Council for first reading, was made by Councilman Addonizio, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

9-B. COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED MARCH 5, 1959, ENCLOSING LETTER FROM FRED J. GASSERT, REPRESENTING THE QUEEN OF ANGELS CHURCH, SEEKING A RELEASE FROM THE RESTRICTION ON A PIECE OF PROPERTY PURCHASED FROM THE CITY OF NEWARK FEBRUARY 9, 1949.

(Copy of correspondence submitted to each Member of the Council)

(Reply from Mr. Gassert re: counter proposal of Council to resell property to City)

(Staff Report)

(For action on this matter, see Resolution No. 7-R-al, page 22 in the minutes of this meeting)

9-C. DECISION ON THE DISTRIBUTION OF THE COUNCIL'S 5TH ANNUAL REPORT.

Councilman Addonizio felt a leaflet should be sent to every taxpayer in the City of Newark outlining the accomplishments of the Municipal Council.

Councilman Cooper asserted a different type of booklet should be prepared enlarging on the report and containing pictures of the City's achievements, copies to be mailed to the people of the City.

President Bontempo noted that in Philadelphia the report of the City's activities had been distributed as a supplement to a newspaper published in that City. He displayed a copy and declared this type of publicity would be very good for this City.

A motion to table this matter to the September 22nd Special Conference of the Municipal Council was made by Councilman Brady. There was no second to this motion.

Councilman Cooper remarked this report had been discussed at the July 1st meeting and again at the conference on this date. She was opposed to delaying it further and said that many people were not aware of the accomplishments of this government.

Councilman Callaghan noted the Council could not move to distribute this report to all the taxpayers if no money had been appropriated for this purpose. He recommended that several possibilities be explored; a supplement in conjunction with the newspapers such as was published in Seattle, or to obtain the cooperation and support of local industries and utility companies. He suggested this matter be referred to the Council Committee of the Whole to discuss these possibilities.

Councilman Addonizio remarked that every big corporation sends out a report to their stockholders and he felt every citizen should receive a copy of the Council Report.

Councilman Melillo noted this report had not been submitted to the Council until the morning of July 1st and he had not had an opportunity to study it at that time.

A motion to defer action on this matter to the September 2nd meeting of the Municipal Council was made by Councilman Callaghan, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-A. The City Clerk reported the following Bingo and Raffles Licenses were issued from June 29th, 1959 to July 31st, 1959:

BINGO LICENSES

LICENSEE	LICENSE NUMBER
St. Charles Borromeo's Church	1362 Amended
St. Thomas Aquinas Church	1364 Amended
Congregation Ahavas Sholom	1448 Amended
Cathedral of the Sacred Heart	1510 Amended
St. Joseph's Spanish Church	1590 Amended
Combined Societies of St. Patrick's Church	1626 Amended

RAFFLES LICENSES

LICENSEE	LICENSE NUMBER
Vailsburg Youth Activities Association	1641
Combined Societies of St. Patrick's Church	1642
Sister Kenny Polio Club of Newark	1643
Bet Yeled, The Yewish Folk School of Newark	1644
The Leagues, Inc.	1645
Rosary Society of St. Michael's Church	1646
Rev. Donald C. Cleary Mission Group, Inc.	1647
St. Rocco's Apostleship of Prayer	1648
Holy Name Society of St. Rocco's Church	1649
St. John's Ukrainian Catholic Church	1650
Rosary Altar Society - Our Lady of Mt. Carmel Church	1651
Women's American O. R. T. (Irvington Chapter)	1652
Newark Ladies Auxiliary #34, Jewish War Veterans of United States	1653
St. Fanourios and St. Anagyros Greek Orthodox Church	1654
Hebrew Ladies Charity Society	1655
Alanon Association, Inc.	1656
Our Lady of Fatima Church	1657
Sisterhood of Congregation Adas Israel and Mishnayes	1658
St. Augustine's Church Rosary Society	1659
St. Augustine's Church Rosary Society	1660

A motion to concur in the rpoert was made by Councilman Addonizio, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

RELEASES.

None.

ADJOURNMENT.

12. A motion to adjourn this meeting was made by Councilman Gordon, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

This meeting adjourned at 10:00 P. M.

Approved:

Harry S. Reichenstein
City Clerk

Michael A. Bontempo
President

NEWARK, NEW JERSEY, SEPTEMBER 2, 1959

A REGULARLY SCHEDULED MEETING OF THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, WAS HELD ON THE ABOVE DATE IN THE COUNCIL CHAMBER, CITY HALL, NEWARK, NEW JERSEY, AT 8:00 P. M.

THE AUDIENCE AROSE FOR THE NATIONAL ANTHEM.

THE PRAYER WAS OFFERED BY COUNCILMAN JOSEPH V. MELILLO.

PRESIDENT BONTEMPO CALLED THE MEETING TO ORDER AND ASKED FOR ROLL CALL.

PRESENT: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO, CITY CLERK HARRY S. REICHENSTEIN, CLERK OF THE COUNCIL; SERGEANT ROBERT MORRIS, SERGEANT-AT-ARMS.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

4-A. CITY CITY CLERK PRESENTED COPY OF MINUTES OF MEETING OF PASSAIC VALLEY SEWERAGE COMMISSION HELD JUNE 19, 1959.

A MOTION THAT THE COPY OF MINUTES BE PLACED ON FILE WAS MADE BY COUNCILMAN ADDONIZIO, SECONDED BY COUNCILMAN BRADY AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

4-B. THE CITY CLERK PRESENTED COPY OF MINUTES OF SPECIAL CONFERENCE OF PASSAIC VALLEY SEWERAGE COMMISSION HELD JUNE 23, 1959.

A MOTION THAT THE COPY OF MINUTES BE PLACED ON FILE WAS MADE BY COUNCILMAN BRADY, SECONDED BY COUNCILMAN CALLAGHAN AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

4-C. THE CITY CLERK PRESENTED COPY OF MINUTES OF MEETING OF PASSAIC VALLEY SEWERAGE COMMISSION HELD JULY 1, 1959.

A MOTION THAT THE COPY OF MINUTES BE PLACED ON FILE WAS MADE BY COUNCILMAN CALLAGHAN, SECONDED BY COUNCILMAN COOPER AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

4-D. THE CITY CLERK PRESENTED COPY OF MINUTES OF MEETING OF PASSAIC VALLEY SEWERAGE COMMISSION HELD JULY 14, 1959.

A MOTION THAT THE COPY OF MINUTES BE PLACED ON FILE WAS MADE BY COUNCILMAN COOPER, SECONDED BY COUNCILMAN GORDON AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

September 2, 1959

4-e. The City Clerk presented COPY OF DIGEST OF MINUTES OF MEETING OF BOARD OF ADJUSTMENT, HELD JULY 21, 1959.

A motion that the digest of minutes be placed on file was made by Councilman Gordon, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-f. The City Clerk presented REPORT OF THE BOARD OF ALCOHOLIC BEVERAGE CONTROL, FOR THE FISCAL YEAR JULY 1, 1958 TO JUNE 30, 1959.

A motion that the report be received and placed on file was made by Councilman Melillo, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-g. The City Clerk presented REPORT OF IVY HAVEN, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTH OF JULY, 1959.

A motion that the report be received and placed on file was made by Councilman Santoro, seconded by President Bontempo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-h. The City Clerk presented BUDGETARY STATEMENT, SHOWING CONDITION OF ACCOUNTS, ENDING JULY 31, 1959, SUBMITTED BY THE DIRECTOR OF FINANCE.

A motion that the Budgetary Statement be received and placed on file was made by President Bontempo, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-i. The City Clerk presented COPY OF MINUTES OF MEETING OF THE BOARD OF SCHOOL ESTIMATE HELD JUNE 21, 1959, RE: TRANSFER OF UNEXPENDED FUNDS - ELIMINATION OF FIRE HAZARDS.

A motion that the copy of minutes be placed on file was made by Councilman Addonizio, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-j. The City Clerk presented REPORT OF MUNICIPAL COURT, PARTS 1, 2, 5 AND 6, FOR THE MONTH OF JULY, 1959.

A motion that the report be received and placed on file was made by Councilman Brady, seconded by Councilman Callaghan and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-K. The City Clerk presented REPORT OF CITY CLERK, FOR THE MONTH OF JULY, 1959.

A motion that the report be received and placed on file was made by Councilman Callaghan, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-L. The City Clerk presented REPORT OF RECEIPTS AND DISBURSEMENTS, DEPARTMENT OF FINANCE, FOR THE MONTH OF JULY, 1959.

A motion that the report be received and placed on file was made by Councilman Cooper, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-M. The City Clerk presented REPORT OF ADMINISTRATION OF PUBLIC ASSISTANCE, DEPARTMENT OF HEALTH AND WELFARE, FOR THE FIRST SEVEN MONTHS OF 1959.

A motion that the report be received and placed on file was made by Councilman Gordon, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-N. The City Clerk presented REPORT OF DIVISION OF BUILDINGS, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTH OF JULY, 1959.

A motion that the report be received and placed on file was made by Councilman Melillo, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

PENDING BOARD OF ADJUSTMENT APPLICATIONS.

None.

BOARD OF ADJUSTMENT APPLICATIONS.

4-A-1. The City Clerk read APPLICATION OF MICHAEL N. CHRISTOPHER, OWNER; FOR THE CONSTRUCTION OF A DINER IN A 2ND BUSINESS DISTRICT; ON PREMISES 542-544 CENTRAL AVENUE.

(Vote of Board of Adjustment 5-0. No objectors)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Santoro, seconded by President Bontempo and adopted by the following votes:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

4-A-2. THE CITY CLERK READ APPLICATION OF PLUMBERS LOCAL UNION NO. 24 (IORIO CONSTRUCTION CO., OWNER); FOR THE ESTABLISHMENT OF AN OFFICE FOR PLUMBERS' UNION, INCLUDING 24' x 64' FRONT ADDITION, IN A 3RD RESIDENCE DISTRICT; ON PREMISES 165-169 SOUTH 6TH STREET.

(VOTE OF BOARD OF ADJUSTMENT 5-0. NO OBJECTORS)

THE CITY CLERK CALLED FOR THOSE DESIRING TO BE HEARD ON THE APPLICATION TO APPROACH THE RAIL, GIVE HIS NAME AND ADDRESS AND BE HEARD.

NO ONE APPEARING, A MOTION TO CLOSE THE HEARING AND CONCUR IN THE RECOMMENDATIONS OF THE BOARD OF ADJUSTMENT WAS MADE BY COUNCILMAN CALLAGHAN, SECONDED BY COUNCILMAN COOPER AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

4-A-3. THE CITY CLERK READ APPLICATION OF CITIES SERVICE OIL CO., OWNER FOR THE RECONSTRUCTION OF EXISTING GASOLINE STATION HAVING 1-BAY LUBRITORIUM AND 1 NON-AUTOMATIC CAR WASHING BAY, WITH GASOLINE PUMPS LOCATED 12' FROM PROPERTY LINE AND NO CHANGE IN EXISTING DRIVEWAYS, IN A 2ND BUSINESS DISTRICT; ON PREMISES 192-198 - 16TH AVENUE; SUCH USE TO BE LIMITED TO THE PERIOD ENDING TEN YEARS FROM DATE HEREOF.

(VOTE OF BOARD OF ADJUSTMENT 5-0. NO OBJECTORS)

THE CITY CLERK CALLED FOR THOSE DESIRING TO BE HEARD ON THE APPLICATION TO APPROACH THE RAIL, GIVE HIS NAME AND ADDRESS AND BE HEARD.

NO ONE APPEARING, A MOTION TO CLOSE THE HEARING AND CONCUR IN THE RECOMMENDATIONS OF THE BOARD OF ADJUSTMENT WAS MADE BY COUNCILMAN BRADY, SECONDED BY COUNCILMAN ADDONIZIO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

4-A-4. THE CITY CLERK READ APPLICATION OF AVON PUBLIC GARAGE, INC., (I. HANDLER, OWNER); FOR THE CONVERSION OF A PUBLIC GARAGE BUILDING TO A 3-BAY LUBRITORIUM ON EXISTING GASOLINE STATION INCLUDING ADDITION TO BUILDING AND THE REMODELING OF THE FRONT OF GASOLINE STATION, IN A 2ND INDUSTRIAL DISTRICT; ON PREMISES 127-133 AVON AVENUE; SUCH USE TO BE LIMITED TO THE PERIOD ENDING TEN YEARS FROM DATE HEREOF.

(VOTE OF BOARD OF ADJUSTMENT 5-0. NO OBJECTORS)

THE CITY CLERK CALLED FOR THOSE DESIRING TO BE HEARD ON THE APPLICATION TO APPROACH THE RAIL, GIVE HIS NAME AND ADDRESS AND BE HEARD.

NO ONE APPEARING, A MOTION TO CLOSE THE HEARING AND CONCUR IN THE RECOM-

mendations of the Board of Adjustment was made by Councilman Cooper, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-A-5. The City Clerk read APPLICATION OF MRS. MAC'S BAKING CO., INC. (CARDINAL REALTY CO., INC. OWNER); FOR THE ERECTION OF AN ADDITION TO AN EXISTING BAKERY TO BE USED FOR THE STORAGE OF 30 TRUCKS; AREA FORMERLY USED AS A TRUCK PARKING STATION; IN A 2ND BUSINESS DISTRICT; ON PREMISES 78-80 HAWTHORNE AVENUE.

(Vote of Board of Adjustment 5-0. No objectors)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Gordon, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-A-6. The City Clerk read APPLICATION OF ATLANTIC FUNDING CORPORATION (N. J.); OWNER UNDER CONTRACT TO PURCHASE; FOR THE ERECTION OF A 16-STORY APARTMENT HOUSE AND THE GARAGE ENROACHING UPON THE FRONT YARD REQUIREMENTS ON WOODSIDE AVENUE, IN A 4TH RESIDENCE DISTRICT; ON PREMISES 539-541 (REAR) AND 543-565 MT. PROSPECT AVENUE.

(Vote of Board of Adjustment 4-0. 4 Objectors)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and defer action on this application was made by Councilman Callaghan, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

Mr. Richard McDonough, representing the applicant, stated he would be happy to supply any technical data or information that might be required to clarify any questions in the minds of the members of the Council with respect to the application.

REPORTS OF COMMITTEES.

5-A. COUNCIL COMMITTEE TO STUDY THE FAULKNER ACT.

(Councilmen Santoro, Brady, Callaghan)

Chairman Santoro reported progress.

A motion to accept the report was made by Councilman Cooper, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-B. COUNCIL STUDY COMMITTEE FOR REVISION AND AMENDMENT OF THE CODE.

(COUNCILMEN GORDON, ADDONIZIO, COOPER)

CHAIRMAN GORDON REPORTED PROGRESS.

A MOTION TO ACCEPT THE REPORT WAS MADE BY COUNCILMAN BRADY, SECONDED BY COUNCILMAN CALLAGHAN AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

5-F. COUNCIL COMMITTEE TO STUDY REGULATIONS AND PROCEDURES FOR EMPLOYEES.

(COUNCILMEN SANTORO, COOPER, MELILLO)

CHAIRMAN SANTORO REPORTED PROGRESS.

A MOTION TO ACCEPT THE REPORT WAS MADE BY COUNCILMAN GORDON, SECONDED BY PRESIDENT BONTEMPO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

5-G. COUNCIL COMMITTEE TO STUDY POSSIBILITY OF BROADENING TAX REVENUE AND NEW SOURCES OF REVENUE.

(COUNCILMEN MELILLO, CALLAGHAN, COOPER)

CHAIRMAN MELILLO REPORTED PROGRESS.

A MOTION TO ACCEPT THE REPORT WAS MADE BY COUNCILMAN SANTORO, SECONDED BY COUNCILMAN MELILLO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

5-H. COUNCIL COMMITTEE TO STUDY THE CIVILIAN DEFENSE SET-UP.

(COUNCILMEN ADDONIZIO, COOPER, GORDON)

CHAIRMAN ADDONIZIO REPORTED PROGRESS.

A MOTION TO ACCEPT THE REPORT WAS MADE BY PRESIDENT BONTEMPO, SECONDED BY COUNCILMAN CALLAGHAN AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

5-I. COUNCIL COMMITTEE TO STUDY AND RECOMMEND A POLICY RELATIVE TO CELEBRATION OF HOLIDAY EXPENDITURES.

(COUNCILMEN MELILLO, CALLAGHAN, COOPER)

CHAIRMAN MELILLO REPORTED PROGRESS.

A MOTION TO ACCEPT THE REPORT WAS MADE BY COUNCILMAN BRADY, SECONDED BY COUNCILMAN SANTORO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

5-J. COUNCIL COMMITTEE TO WORK IN CONJUNCTION WITH MELVIN SPITZ CHAPTER NO. 3, DISABLED WAR VETERANS TO MEMORIALIZE THE NAME OF THE LATE MARINE SERGEANT JOHN BASILONE.

(Councilmen Brady, Gordon, Santoro)

Chairman Brady reported progress.

A motion to accept the report was made by Councilman Melillo, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-K. COUNCIL COMMITTEE TO STUDY CORRECTIVE LEGISLATION FOR BETTER REPRESENTATION FOR THE CITY OF NEWARK ON THE PASSAIC VALLEY SEWERAGE COMMISSION.

(Councilmen Addonizio, Brady, Gordon)

Chairman Addonizio reported progress.

A motion to accept the report was made by President Bontempo, seconded by Councilman Callaghan and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-L. COUNCIL COMMITTEE OF THE WHOLE TO EXAMINE THE FEASIBILITY OF CONSTRUCTING A SPORTS ARENA IN NEWARK.

President Bontempo reported progress.

A motion to accept the report was made by Councilman Callaghan, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-M. COUNCIL COMMITTEE TO REVIEW THE TAXICAB ORDINANCE.

(Councilmen Turner, Addonizio, Santoro)

Chairman Turner reported progress.

A motion to accept the report was made by Councilman Addonizio, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-N. COUNCIL COMMITTEE TO STUDY ALL PHASES OF RELIEF.

(Councilmen Addonizio, Cooper, Melillo)

Chairman Addonizio reported progress.

A motion to accept the report was made by Councilman Gordon, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

PRESIDENT BONTEMPO CALLED FOR ORDINANCES ON FIRST READING.

6-F-A. THE CITY CLERK READ AN ORDINANCE AMENDING SEC. 7.153, PROTECTION OF MASONRY, ARTICLE 10, MASONRY CONSTRUCTION, CHAPTER 7, BUILDING CODE, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951.

(THIS PROPOSED AMENDMENT TO THE BUILDING CODE WOULD CONTROL SPEED OF VEHICLES TO LESS THAN 10 MILES PER HOUR IN BUILDINGS USED FOR THE HOUSING OR STORAGE OF MOTOR VEHICLES)

(COPY OF ORDINANCE SUBMITTED TO EACH MEMBER OF THE COUNCIL)

A MOTION TO ADOPT THE ORDINANCE ON FIRST READING WAS MADE BY COUNCILMAN CALLAGHAN, SECONDED BY COUNCILMAN BRADY AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

PRESIDENT BONTEMPO: THE YESES ARE NINE AND THE NOES ARE NONE. THIS ORDINANCE IS DECLARED ADOPTED ON FIRST READING AND THE CITY CLERK IS HEREBY AUTHORIZED AND DIRECTED TO ADVERTISE SAID ORDINANCE AND GIVE PUBLIC NOTICE OF ITS INTRODUCTION AND PASSAGE ON FIRST READING AS PROVIDED BY LAW. THIS ORDINANCE WILL COME UP FOR A PUBLIC HEARING AND BE CONSIDERED FOR FURTHER ACTION ON SEPTEMBER 16, 1959.

6-F-B. THE CITY CLERK READ AN ORDINANCE AMENDING AND SUPPLEMENTING ARTICLE XVI, GARAGES, SERVICE STATIONS, ETC. OF CHAPTER 14, FIRE PREVENTION CODE, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951.

(THIS PROPOSED AMENDMENT TO THE OPEN DECK PARKING ORDINANCE, FIRE PREVENTION CODE, WOULD PROVIDE ADDITIONAL PROTECTION ON EACH TIER OF PARKING DECKS; AND HOLD MANAGER RESPONSIBLE FOR CONTROL OF SPEED OF VEHICLES)

(COPY OF ORDINANCE SUBMITTED TO EACH MEMBER OF THE COUNCIL)

A MOTION TO ADOPT THE ORDINANCE ON FIRST READING WAS MADE BY COUNCILMAN BRADY, SECONDED BY COUNCILMAN COOPER AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

PRESIDENT BONTEMPO: THE YESES ARE NINE AND THE NOES ARE NONE. THIS ORDINANCE IS DECLARED ADOPTED ON FIRST READING AND THE CITY CLERK IS HEREBY AUTHORIZED AND DIRECTED TO ADVERTISE SAID ORDINANCE AND GIVE PUBLIC NOTICE OF ITS INTRODUCTION AND PASSAGE ON FIRST READING AS PROVIDED BY LAW. THIS ORDINANCE WILL COME UP FOR A PUBLIC HEARING AND BE CONSIDERED FOR FURTHER ACTION ON SEPTEMBER 16, 1959.

6-F-c. The City Clerk read AN ORDINANCE AMENDING CHAPTER 2, CITY ADMINISTRATIVE CODE, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951.

(The purpose of this ordinance is to transfer the commercial and accounting functions of the Water Department from the Department of Revenue to the Department of Finance)

(Copy of ordinance submitted to each member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Cooper, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 16, 1959.

6-F-d. The City Clerk read AN ORDINANCE LICENSING AND REGULATING FOOD CATERERS AS TO OFF-OWN PREMISES SERVICE, AND SUPPLEMENTING CHAPTER 8 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951.

(Copy of ordinance submitted to each member of the Council)

(Staff Report)

A motion to defer action on this ordinance was made by Councilman Gordon, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

6-F-e. The City Clerk read AN ORDINANCE APPROPRIATING $8,000.00 FROM CAPITAL IMPROVEMENT FUND FOR EQUIPMENT AND WORK IN THE INSTALLATION OF WATER HEATERS, PUMPS AND EXHAUSTERS.

(This work for City Hall, Annex Building, Police Headquarters and Board of Education Building)

(Copy of ordinance submitted to each member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Gordon, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction

and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 16, 1959.

6-F-f. The City Clerk read AN ORDINANCE ESTABLISHING FEES FOR CERTAIN SERVICES PROVIDED BY THE NEWARK POLICE DEPARTMENT, AND SUPPLEMENTING CHAPTER 2 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951.

(Copy of ordinance submitted to each member of the Council)

(Copy of Rules and Regulations regulating fees in the Police Department on file in City Clerk's Office)

A motion to adopt the ordinance on first reading was made by Councilman Addonizio, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 16, 1959.

PUBLIC HEARING ON ORDINANCES AS ADVERTISED.

6-PH-a. The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, this being the date and time set therefor.

AN ORDINANCE APPROPRIATING $25,000.00 FROM CAPITAL IMPROVEMENT FUND TO COST OF REPLACEMENT OF SEWER IN WILLIAM STREET FROM BROAD STREET TO WASHINGTON STREET, CITY OF NEWARK.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. The sum of $25,000.00 is hereby appropriated from Capital Improvement Fund to cost of replacement of a sewer in William Street from Broad Street to Washington Street.

This ordinance shall take effect upon final passage and publication according to law.

President Bontempo called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

No one appearing, President Bontempo entertained the motion that the hearing in this matter be closed and a motion to close the hearing was made by Councilman Addonizio, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

6-PH-B. The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, this being the date and time set therefor.

AN ORDINANCE APPROPRIATING $150,000.00 FROM WATER UTILITY CAPITAL IMPROVEMENT FUND FOR DISTRIBUTION MAIN EXTENSIONS AND REPLACEMENTS.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. The sum of $150,000.00 is hereby appropriated from Water Utility Capital Improvement Fund, Division of Water, Department of Public Works, for extension and replacement of water mains, as follows:

(a) High level water distribution main extension for Central Ward Housing Project N.J. 2-15 - estimated cost $96,000.00;

(b) Auxiliary supply Housing Project for Elderly N.J. 2-16 - estimated cost $12,000.00;

(c) Replacement main in Broadway, between Grafton Avenue and Verona Avenue- estimated cost $42,000.00.

This ordinance shall take effect upon final passage and publication according to law.

President Bontempo called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

No one appearing, President Bontempo entertained the motion that the hearing in this matter be closed and a motion to close the hearing was made by Councilman Cooper, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

6-PH-c. The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, this being the date and time set therefor.

AN ORDINANCE APPROPRIATING $106,000.00 FROM WATER UTILITY CAPITAL IMPROVEMENT FUND FOR IMPROVEMENTS AT CLINTON RESERVOIR AND PURCHASE OF AUTOMOTIVE EQUIPMENT.

THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK DOES ORDAIN:

1. There is hereby appropriated the sum of $106,000.00 from the Water Utility Improvement Fund to and for the following purposes, to wit:

(a) $75,000.00 for Improvement of Clinton Reservoir.

(b) $31,000.00 for purchase of automotive equipment for Division of Water Supply.

2. This ordinance shall take effect upon final passage and publication, as by law provided.

President Bontempo called for those desiring to be heard on this ordinance

TO APPROACH THE RAIL, GIVE HIS NAME AND ADDRESS AND BE HEARD.

NO ONE APPEARING, PRESIDENT BONTEMPO ENTERTAINED THE MOTION THAT THE HEARING IN THIS MATTER BE CLOSED AND A MOTION TO CLOSE THE HEARING WAS MADE BY COUNCILMAN GORDON, SECONDED BY COUNCILMAN MELILLO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

PRESIDENT BONTEMPO CALLED FOR ORDINANCES ON SECOND READING AND FINAL PASSAGE.

6-S & F-A. THE CITY CLERK: THE FOLLOWING ORDINANCE ADOPTED ON FIRST READING, UPON WHICH A HEARING WAS HELD AND CLOSED, IS NOW BEFORE THE COUNCIL FOR CONSIDERATION ON SECOND READING AND FINAL PASSAGE:

AN ORDINANCE APPROPRIATING $25,000.00 FROM CAPITAL IMPROVEMENT FUND TO COST OF REPLACEMENT OF SEWER IN WILLIAM STREET FROM BROAD STREET TO WASHINGTON STREET, CITY OF NEWARK.

A MOTION TO ADOPT THE ORDINANCE ON SECOND READING AND FINAL PASSAGE WAS MADE BY COUNCILMAN ADDONIZIO, SECONDED BY COUNCILMAN COOPER AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

PRESIDENT BONTEMPO: THE YESES ARE NINE AND THE NOES ARE NONE. THIS ORDINANCE HAVING BEEN READ ON TWO SEPARATE DAYS AND HAVING ACHIEVED THE VOTE REQUIRED BY THE STATUTE, IS DECLARED ADOPTED. THE CLERK IS DIRECTED TO DELIVER SAME TO THE MAYOR FOR HIS APPROVAL OR DISAPPROVAL.

6-S & F-B. THE CITY CLERK: THE FOLLOWING ORDINANCE, ADOPTED ON FIRST READING, UPON WHICH A HEARING WAS HELD AND CLOSED, IS NOW BEFORE THE COUNCIL FOR CONSIDERATION ON SECOND READING AND FINAL PASSAGE:

AN ORDINANCE APPROPRIATING $150,000.00 FROM WATER UTILITY CAPITAL IMPROVEMENT FUND FOR DISTRIBUTION MAIN EXTENSIONS AND REPLACEMENTS.

A MOTION TO ADOPT THE ORDINANCE ON SECOND READING AND FINAL PASSAGE WAS MADE BY COUNCILMAN COOPER, SECONDED BY COUNCILMAN MELILLO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

PRESIDENT BONTEMPO: THE YESES ARE NINE AND THE NOES ARE NONE. THIS ORDINANCE HAVING BEEN READ ON TWO SEPARATE DAYS AND HAVING ACHIEVED THE VOTE REQUIRED BY THE STATUTE, IS DECLARED ADOPTED. THE CLERK IS DIRECTED TO DELIVER SAME TO THE MAYOR FOR HIS APPROVAL OR DISAPPROVAL.

6-S & F-c. The City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage:

ORDINANCE APPROPRIATING $106,000.00 FROM WATER UTILITY CAPITAL IMPROVEMENT FUND FOR IMPROVEMENTS AT CLINTON RESERVOIR AND PURCHASE OF AUTOMOTIVE EQUIPMENT.

A motion to adopt the ordinance on second reading and final passage was made by Councilman Melillo, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady , Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the Statute, is declared adopted. The Clerk is directed to deliver same to the Mayor for his approval or disapproval.

HEARINGS OF CITIZENS.

The following spoke on "NUISANCE COMPLAINTS IN THE AREA OF COLUMBIA STREET, FROM LAFAYETTE STREET TO ELM STREET AND FROM MC CARTER HIGHWAY TO MULBERRY STREET".

6-HC-a. MR. JAMES TEAGUE, 73 COLUMBIA STREET, NEWARK, NEW JERSEY.

6-HC-b. MR. SAM WITCHER, 83 COLUMBIA STREET, NEWARK, NEW JERSEY.

6-HC-c. MRS. ELIZABETH WITCHER, 83 COLUMBIA STREET, NEWARK, NEW JERSEY.

6-HC-d. MISS JOSEPHINE PEREZ, 20 ELM STREET, NEWARK, NEW JERSEY.

6-HC-e. MR. SILVERIO PEREZ, 20 ELM STREET, NEWARK, NEW JERSEY.

Councilman Cooper recommended that the list of complaints cited by the speakers be forwarded to the Mayor and Director Weldon for their attention and necessary action.

Councilman Gordon remarked he had received a complaint from an individual in this neighborhood following which he had notified the Board of Alcoholic Beverage Control, who had informed him they would make the necessary investigation. He had heard nothing further and assumed this matter had been taken care of. He assured the speakers their complaints would be considered by proper City officials.

Councilman Brady remarked that sufficient information had been brought to the attention of the Governing Body for proper action to be taken. He said the complaints should be investigated but the Council can only report these matters to those City authorities who must then take the necessary action. Councilman Brady said he was confident the Police Director would investigate this matter thoroughly.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-A. THE CITY CLERK CALLED FOR FURTHER BIDS BASED UPON RESOLUTION NO. 7-R-F., ADOPTED AUGUST 5, 1959, WHICH RESOLUTION APPROVED OFFER BY PETER N. PALLITTO, TO PURCHASE CITY-OWNED PROPERTY AT 110 MCWHORTER STREET, BLOCK 201, LOT 22 FOR $1,000.00.

THERE WERE NO FURTHER BIDS FOR THIS PROPERTY.

A MOTION TO CLOSE THE BIDDING AND ACCEPT THE BID OFFERED BY PETER N. PALLITTO WAS MADE BY COUNCILMAN ADDONIZIO, SECONDED BY COUNCILMAN CALLAGHAN AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

COUNCILMAN ADDONIZIO PRESENTED AND MOVED RESOLUTION ACCEPTING BID OF PETER N. PALLITTO, FOR PURCHASE OF CITY-OWNED PROPERTY AT 110 MC WHORTER STREET, BLOCK 201, LOT 22, FOR $1000.00.

THE MOTION WAS SECONDED BY COUNCILMAN CALLAGHAN AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-B. RESOLUTION WAIVING AND RELEASING A RESTRICTION TO USE PROPERTY CONVEYED TO THE QUEEN OF ANGELS CHURCH BY THE CITY OF NEWARK ON FEBRUARY 28, 1949 FOR RELIGIOUS, CHARITABLE AND EDUCATIONAL PURPOSES AS CONTAINED IN THE DEED; AUTHORIZING ADVERTISING AND ESTABLISHING HEARING DATE SEPTEMBER 2, 1959.

THE CITY CLERK: UNDER THE STATUTES THE MUNICIPAL COUNCIL IS REQUIRED TO HOLD A PUBLIC HEARING ON THIS RESOLUTION. THIS RESOLUTION WAS ADVERTISED IN THE NEWARK EVENING NEWS ON AUGUST 14 AND AUGUST 21, 1959 IN WHICH ADVERTISEMENT IT WAS STATED SAID PUBLIC HEARING WOULD BE HELD ON THIS RESOLUTION. THIS IS THE DATE AND TIME SET THEREFOR. IS THERE ANYONE PRESENT WHO DESIRES TO BE HEARD ON THIS RESOLUTION?

NO ONE APPEARING PRESIDENT BONTEMPO ENTERTAINED A MOTION THAT THE HEARING IN THIS MATTER BE CLOSED AND A MOTION TO CLOSE THE HEARING AND ADOPT RESOLUTION WAIVING AND RELEASING A RESTRICTION TO USE PROPERTY CONVEYED TO THE QUEEN OF ANGELS CHURCH BY THE CITY OF NEWARK ON FEBRUARY 28, 1949 FOR RELIGIOUS, CHARITABLE AND EDUCATIONAL PURPOSES AS CONTAINED IN THE DEED; AUTHORIZING ADVERTISING AND ESTABLISHING HEARING DATE SEPTEMBER 2, 1959, WAS MADE BY COUNCILMAN TURNER, SECONDED BY COUNCILMAN ADDONIZIO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

NO: COUNCILMAN CALLAGHAN.

7-R-C. RESOLUTION APPROVING OFFER BY JOSEPH DUNKERLY TO PURCHASE 0.78 ACRES OF VACANT LAND OWNED BY THE CITY OF NEWARK IN STOCKHOLM, HARDYSTON TOWNSHIP, SUSSEX COUNTY, NEW JERSEY FOR $100.00; AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR FINAL BIDS.

A MOTION TO REJECT THIS RESOLUTION IN VIEW OF THE FACT THAT THE COUNCIL HAS BEEN ADVISED BY ADMINISTRATION THAT THIS PROPERTY IS ESSENTIAL TO MAINTENANCE OF THE CITY'S WATER SUPPLY, AND TO INSURE THE HIGH QUALITY OF OUR WATER, FURTHER REQUESTING THIS PROPERTY BE RETAINED, WAS MADE BY COUNCILMAN MELILLO, SECONDED BY COUNCILMAN BRADY AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-D. COUNCILMAN ADDONIZIO PRESENTED AND MOVED EMERGENCY RESOLUTION APPROPRIATING $7,500.00 FOR "SALARIES AND WAGES - OVERTIME", DEPARTMENT OF HEALTH AND WELFARE, MARTLAND MEDICAL CENTER, TO PAY OVERTIME TO GRADUATE NURSES DUE TO EXTRA SESSIONS.

COUNCILMAN CALLAGHAN WAS OPPOSED TO THIS RESOLUTION ASSERTING THIS WAS ANOTHER EXAMPLE OF INEFFECTIVE OPERATION AND IMPROPER PLANNING AND BUDGETING AT MARTLAND MEDICAL CENTER. HE SAID SUFFICIENT MONEY HAD BEEN APPROPRIATED IN THE BUDGET FOR NURSES AND NOW THIS REQUEST FOR OVERTIME WAS BEING PRESENTED. HE STATED POLITICS SHOULD BE TAKEN OUT OF THE HOSPITAL AND IT SHOULD BE RUN BY A PRIVATE COMPANY OR MEDICAL GROUP. HE ADDED MARTLAND MEDICAL CENTER HAS NO CENTRALIZED PROGRAM AND DOES NOT EMPLOY NURSES AIDES AS MANY PRIVATE HOSPITALS DO. HE FELT IT WAS TIME THAT THE COUNCIL CLAMP DOWN ON CONDITIONS AND REQUESTS FOR ADDITIONAL APPROPRIATIONS BEING MADE BY MARTLAND MEDICAL CENTER.

COUNCILMAN ADDONIZIO AGREED WITH MANY OF THE REMARKS MADE BY COUNCILMAN CALLAGHAN. HOWEVER, HE ADDED THE FACT REMAINS THERE IS A SHORTAGE OF NURSES AT MARTLAND MEDICAL CENTER AND THOSE NURSES WHO ARE WORKING OVERTIME SHOULD BE PAID.

COUNCILMAN MELILLO SAID HE DID NOT FEEL THE QUESTION OF THIS EMERGENCY RESOLUTION COULD BE ATTRIBUTED TO IMPROPER BUDGETING. AT THE BEGINNING OF THE YEAR THE BUDGET PROVIDED FOR 30 OR 40 MORE NURSES, BUT BECAUSE THE HOSPITAL HAS BEEN UNABLE TO HIRE ADDITIONAL NURSES, THEY ARE NOW COMING TO THE COUNCIL FOR SUFFICIENT MONEY TO PAY OVERTIME TO THE NURSES PERFORMING EXTRA DUTY. COUNCILMAN MELILLO CITED HE WAS AWARE OF MANY OF THE INEFFICIENCIES AT MARTLAND MEDICAL CENTER AND HE DID NOT CONDONE THEM. HE SAID EVEN IF THE COUNCIL WOULD APPROVE THIS APPROPRIATION THEY SHOULD RECOMMEND TO THE DIRECTOR OF MARTLAND MEDICAL CENTER THAT HE ATTEMPT TO EMPLOY REGULAR NURSES TO AVOID OVERTIME WORK FOR THE NURSES PRESENTLY ON DUTY.

COUNCILMAN GORDON POINTED OUT PROPER BUDGETING PROCEDURE CALLS FOR AN EMERGENCY RESOLUTION IN A CASE SUCH AS THIS. UNDER THE COUNCIL'S FISCAL POLICY MONEY APPROPRIATED FOR NURSES CANNOT BE USED TO PAY FOR OVERTIME. HE POINTED OUT IT WAS

DIFFICULT FOR MARTLAND MEDICAL CENTER TO HIRE THE NUMBER OF NURSES BUDGETED FOR BECAUSE OF THE SHORTAGE IN THIS PROFESSION.

COUNCILMAN COOPER REMARKED THAT A SHORTAGE OF NURSES EXISTED ALL OVER THE COUNTRY. SHE SAID THE CARE OF THE PATIENTS SHOULD BE A PRIMARY CONSIDERATION AND IF THERE WAS A NEED TO HAVE NURSES WORK OVERTIME FOR THEIR PROPER CARE, THE NURSES SHOULD BE COMPENSATED THEREFOR.

THE MOTION WAS SECONDED BY COUNCILMAN BRADY AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, COOPER, GORDON, MELILLO, SANTORO, TURNER.

NO: COUNCILMAN CALLAGHAN.

ABSENT DURING ROLL CALL: PRESIDENT BONTEMPO.

7-R-E. COUNCILMAN ADDONIZIO PRESENTED AND MOVED EMERGENCY RESOLUTION APPROPRIATING $8,250.00 FOR "SALARIES AND WAGES", DEPARTMENT OF HEALTH AND WELFARE, IVY HAVEN NURSING HOME, TO EMPLOY 10 PRACTICAL NURSES FOR A THREE-MONTH PERIOD DUE TO A CRITICAL SHORTAGE OF GRADUATE NURSES AND DIFFICULTY IN RECRUITING NURSING PERSONNEL.

COUNCILMAN CALLAGHAN REMARKED THE CITY HAD AMALGAMATED CONVALESCENT HOSPITAL AND IVY HAVEN AT GREAT COST WHICH WAS DONE FOR THE PURPOSE OF SAVING DOUBLE EXPENSE. NOW AN EMERGENCY RESOLUTION IS BEING REQUESTED TO EMPLOY PRACTICAL NURSES AND HE WONDERED IN THE FACE OF THE AMALGAMATION WHERE THE SAVING WAS REFLECTED.

COUNCILMAN MELILLO REMARKED THIS REQUEST IS BEING MADE FOR 10 PRACTICAL NURSES BECAUSE OF THE FACT THAT THE AUTHORITIES HAD BEEN UNABLE TO EMPLOY REGISTERED NURSES WHO WERE PROVIDED FOR IN THE BUDGET. THE BUDGETED AMOUNT FOR THE NURSES EXCEEDS THE AMOUNT BEING REQUESTED FOR THE PRACTICAL NURSES. AT THE END OF THE YEAR IT WILL BE FOUND THAT THE CITY WILL HAVE SAVED FAR MORE BECAUSE OF THE EXCESS IN FUNDS PROVIDED FOR REGISTERED NURSES WHO COULD NOT BE EMPLOYED.

COUNCILMAN GORDON ASSERTED YOU CANNOT COMPARE SEPARATE OPERATIONS OF THESE INSTITUTIONS WITH THE COMBINED OPERATION. CONDITIONS ALSO HAVE CHANGED.

COUNCILMAN ADDONIZIO POINTED OUT DUE TO MODERN SCIENCE PEOPLE ARE NOW REACHING A MUCH GREATER AGE AND BECAUSE OF THIS REQUIRE MORE NURSING CARE.

THE MOTION WAS SECONDED BY COUNCILMAN BRADY AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

NO: COUNCILMAN CALLAGHAN.

7-R-F. COUNCILMAN MELILLO PRESENTED AND MOVED RESOLUTION AUTHORIZING THE DIRECTOR OF POLICE TO EXECUTE AND DELIVER A GENERAL RELEASE IN THE AMOUNT OF $300.00 TO THE GEM TAXI COMPANY AND HERMAN RIVERS IN SETTLEMENT OF DAMAGE TO A CITY MOTOR VEHICLE AMOUNTING TO $395.89.

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-g. Councilman Addonizio presented and moved RESOLUTION AUTHORIZING THE DIRECTOR OF THE FIRE DEPARTMENT TO EXECUTE AND DELIVER A GENERAL RELEASE FOR $343.75 TO THE IDAHO POTATO PACKING CORPORATION AND RICHARD J. CLAXTON, FOR FULL AMOUNT OF DAMAGES TO A CITY MOTOR VEHICLE; SUIT INSTITUTED IN ESSEX COUNTY DISTRICT COURT AND COSMOPOLITAN MUTUAL INSURANCE COMPANY OFFERS TO REIMBURSE FULL AMOUNT TO THE CITY OF NEWARK.

The motion was seconded by Councilman Melillo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-h. Councilman Melillo presented and moved RESOLUTION AUTHORIZING THE ISSUANCE OF BOND ANTICIPATION NOTES IN THE AMOUNT OF $7,000.00 PURSUANT TO AN ORDINANCE ADOPTED FEBRUARY 5, 1958 "APPROPRIATING $60,000 TO FINANCE CONSTRUCTION OF A SANITARY SEWER IN AVENUE L AND AUTHORIZING THE ISSUANCE OF BONDS TO MEET SUCH APPROPRIATION, AND THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS".

The motion was seconded by Councilman Brady and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-i. Councilman Brady presented and moved RESOLUTION AUTHORIZING THE ISSUANCE OF BOND ANTICIPATION NOTES IN THE AMOUNT OF $8,550.00 PURSUANT TO AN ORDINANCE ADOPTED DECEMBER 17, 1958 "AUTHORIZING CONSTRUCTION OR RECONSTRUCTION OF SIDEWALKS ON BOTH SIDES OF ORATON STREET FROM GRAFTON AVENUE TO DELAVAN AVENUE EAST WHOLLY AT THE COST OF OWNERS OF REAL ESTATE FRONTING THEREON, AND TO PROVIDE FOR THE FINANCING OF THE COST THEREOF BY THE ISSUANCE OF BONDS AND BOND ANTICIPATION NOTES".

The motion was seconded by Councilman Callaghan and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-j. Councilman Cooper presented and moved RESOLUTION AUTHORIZING THE ISSUANCE OF BOND ANTICIPATION NOTES IN THE AMOUNT OF $15,675.00 PURSUANT TO AN ORDINANCE

ADOPTED OCTOBER 1, 1958 "AUTHORIZING THE GRADING, CURBING, PAVING AND OTHER IMPROVEMENT OF NORTH ELEVENTH STREET FROM TOGO PLACE TO DELAVAN AVENUE WEST AND DELAVAN AVENUE FROM NORTH ELEVENTH STREET TO NORTH TENTH STREET, AS A LOCAL IMPROVEMENT, AND TO PROVIDE FOR THE FINANCING OF THE COST THEREOF BY THE ISSUANCE OF BONDS AND BOND ANTICIPATION NOTES".

THE MOTION WAS SECONDED BY COUNCILMAN ADDONIZIO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-K. COUNCILMAN GORDON PRESENTED AND MOVED RESOLUTION AUTHORIZING THE ISSUANCE OF BOND ANTICIPATION NOTES IN THE AMOUNT OF $49,275.00 PURSUANT TO AN ORDINANCE ADOPTED APRIL 3, 1957 "PROVIDING FOR THE OPENING AND WIDENING OF ATLANTIC STREET ON THE EASTERLY SIDE THEREOF EXTENDING FROM LOMBARDY STREET TO BRIDGE STREET AND FOR THE CURBING, FLAGGING AND PAVING WITH FINE AGGREGATE ASPHALT CONCRETE PAVEMENT (1½" TOP, 1½" BINDER) ON A SIX (6) INCH CONCRETE FOUNDATION EXTENDING FROM LOMBARDY STREET TO BRIDGE STREET".

THE MOTION WAS SECONDED BY COUNCILMAN ADDONIZIO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-L. COUNCILMAN SANTORO PRESENTED AND MOVED RESOLUTION AUTHORIZING THE ISSUANCE OF SCHOOL PROMISSORY NOTES IN THE AMOUNT OF $8,000. TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED SEPTEMBER 21, 1955 "APPROPRIATING $200,000 FOR SCHOOL PURPOSES AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SUCH APPROPRIATION".

THE MOTION WAS SECONDED BY COUNCILMAN COOPER AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-M. COUNCILMAN BRADY PRESENTED AND MOVED RESOLUTION AUTHORIZING THE ISSUANCE OF SCHOOL PROMISSORY NOTES IN THE AMOUNT OF $100,000. TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED SEPTEMBER 18, 1957 "APPROPRIATING $1,015,000 FOR SCHOOL PURPOSES AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SUCH APPROPRIATION".

THE MOTION WAS SECONDED BY COUNCILMAN ADDONIZIO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-n. Councilman Melillo presented and moved RESOLUTION AUTHORIZING THE ISSUANCE OF SCHOOL PROMISSORY NOTES IN THE AMOUNT OF $168,600. TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED SEPTEMBER 7, 1955 "APPROPRIATING $3,463,526.71 FOR SCHOOL PURPOSES AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SUCH APPROPRIATION".

The motion was seconded by Councilman Gordon and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-o. Councilman Gordon presented and moved RESOLUTION AUTHORIZING THE ISSUANCE OF SCHOOL PROMISSORY NOTES IN THE AMOUNT OF $150,000. TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED OCTOBER 19, 1955 "APPROPRIATING $375,000 FOR SCHOOL PURPOSES AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SUCH APPROPRIATION".

The motion was seconded by Councilman Cooper and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-p. Councilman Gordon presented and moved EMERGENCY RESOLUTION APPROPRIATING $400.00 FOR "SALARIES AND WAGES" DEPARTMENT OF HEALTH AND WELFARE, MARTLAND MEDICAL CENTER, TO PROVIDE FUNDS FOR ASSISTANT SUPERVISOR OF HOUSEKEEPING, TO RESTORE THE $200-$200 BLANKET INCREASE THAT WAS DENIED HER IN THE 1959 LOCAL MUNICIPAL BUDGET.

The motion was seconded by Councilman Cooper and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-q. Councilman Brady presented and moved RESOLUTION TRANSFERRING UNENCUMBERED BALANCE OF $,672.01 TO THE CAPITAL IMPROVEMENT FUND - CAPITAL SECTION - WATER , WHICH FUNDS WERE INCLUDED IN ORDINANCE 6-T-a. ADOPTED APRIL 2, 1958.

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-r. Councilman Addonizio presented and moved RESOLUTION AUTHORIZING THE DIRECTOR OF REVENUE TO REDUCE BY VIRTUE AND BECAUSE OF THE "FREEZE" STATUTE, THE 1957 AND 1958 ASSESSMENTS BY THE SUM OF $8,100.00 FOR EACH YEAR, FROM $49,200.00 TO $41,100.00 ON THE LAND AND BUILDING AT 372-78 JELLIFF AVENUE, OWNED BY THE GLENN REALTY HOLDING COMPANY.

The motion was seconded by Councilman Cooper and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-s. Councilman Melillo presented and moved RESOLUTION APPROVING OFFER BY ALBERT AND VICTORIA PEDICINI TO PURCHASE CITY-OWNED PROPERTY AT 647-649 NORTH 9TH STREET, BLOCK 702, LOTS 60-61, FOR $1,500.00; AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR FINAL BIDS.

The motion was seconded by Councilman Cooper and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-t. Councilman Cooper presented and moved RESOLUTION APPROVING OFFER BY HAROLD S. RAGOFF TO PURCHASE CITY-OWNED PROPERTY AT 124-126, 128-130 BRAGAW AVENUE, BLOCK 3072, LOTS 3, 4, AND 5, FOR $4,000.00; AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR FINAL BIDS.

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-u. Councilman Gordon presented and moved RESOLUTION ACCEPTING OFFER OF PASSAIC VALLEY WATER COMMISSION TO CONVEY TO THE CITY OF NEWARK, FOR THE SUM OF $4,094. PROPERTY SITUATE PARTLY IN TOWNSHIP OF LITTLE FALLS AND PARTLY IN BOROUGH OF WEST PATERSON, PASSAIC COUNTY, NEW JERSEY, SUBJECT TO EASEMENTS AND RESERVATIONS; AUTHORIZING AN ORDINANCE APPROPRIATING THIS SUM FROM THE CAPITAL IMPROVEMENT FUND; AND DIRECTING THE DIRECTOR OF FINANCE TO MAKE SUCH PAYMENT.

The motion was seconded by Councilman Brady and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-v. Councilman Cooper presented and moved RESOLUTION AUTHORIZING THE CITY TREASURER TO DRAW A CHECK IN THE SUM OF $50.00 TO THE ORDER OF ALBERT GORDON T/A AMERICAN FISH COMPANY, FINE IMPOSED BY MUNICIPAL COURT, CASE THEREAFTER REOPENED AND DEFENDANT FOUND "NOT GUILTY".

The motion was seconded by Councilman Brady and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-w. Councilman Melillo presented and moved RESOLUTION AUTHORIZING THE ISSUANCE OF BOND ANTICIPATION NOTES IN THE AMOUNT OF $400,000 TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED JUNE 6, 1956, "APPROPRIATING $4,616,983.66 TO FINANCE IMPROVEMENTS TO THE WATER SUPPLY SYSTEM OF THE CITY OF NEWARK, AND AUTHORIZING THE ISSUANCE OF BONDS TO MEET SUCH APPROPRIATION, AND THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SAID BONDS".

The motion was seconded by Councilman Brady and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

No: Councilman Callaghan.

7-R-x. Councilman Gordon presented and moved RESOLUTION AUTHORIZING THE ISSUANCE OF BOND ANTICIPATION NOTES IN THE AMOUNT OF $100,000 TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED OCTOBER 3, 1956, "TO AUTHORIZE THE INSTALLATION OF ADDITIONAL TRAFFIC CONTROL SIGNALS AND TO AUTHORIZE THE ISSUANCE OF $285,000 OF BONDS TO FINANCE THE COST THEREOF, AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE SALE OF SAID BONDS".

Councilman Callaghan said he would vote in opposition to this resolution. He pointed out the County Engineer had stated statistics indicated more accidents occurred at traffic light intersections. He felt the Council should stop pouring money in for more traffic signals because of pressure to have more lights. He voted against this appropriation originally and was voting against it now.

Councilman Gordon said he would take issue with the statement that traffic lights cause more accidents and he would have to be shown the facts before he was satisfied with that statement.

The motion was seconded by Councilman Melillo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

No Councilman Callaghan.

7-R-y. Councilman Brady presented and moved RESOLUTION AUTHORIZING THE ISSUANCE OF SCHOOL PROMISSORY NOTES IN THE AMOUNT OF $100,000 TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED SEPTEMBER 18, 1957, "APPROPRIATING $3,053,000 FOR SCHOOL PURPOSES AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SUCH APPROPRIATION".

THE MOTION WAS SECONDED BY COUNCILMAN ADDONIZIO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-Z. COUNCILMAN ADDONIZIO PRESENTED AND MOVED RESOLUTION AUTHORIZING THE ISSUANCE OF BOND ANTICIPATION NOTES IN THE AMOUNT OF $200,000 TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED JUNE 6, 1956, "APPROPRIATING $4,616,983.66 TO FINANCE IMPROVEMENTS TO THE WATER SUPPLY SYSTEM OF THE CITY OF NEWARK, AND AUTHORIZING THE ISSUANCE OF BONDS TO MEET SUCH APPROPRIATION, AND THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SAID BONDS".

THE MOTION WAS SECONDED BY COUNCILMAN MELILLO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

NO: COUNCILMAN CALLAGHAN.

7-R-AA. COUNCILMAN BRADY PRESENTED AND MOVED RESOLUTION AUTHORIZING THE ISSUANCE OF BOND ANTICIPATION NOTES IN THE AMOUNT OF $200,000 TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED MARCH 19, 1958, "APPROPRIATING $700,000 FOR THE ACQUISITION AND DEVELOPMENT OF SITES FOR PUBLIC PARKING OF VEHICLES AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SUCH APPROPRIATION AND THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS".

THE MOTION WAS SECONDED BY COUNCILMAN SANTORO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-AB. COUNCILMAN BRADY PRESENTED AND MOVED RESOLUTION AUTHORIZING THE ISSUANCE OF SCHOOL PROMISSORY NOTES IN THE AMOUNT OF $100,000 TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED JULY 17, 1957, "APPROPRIATING $4,141,000 FOR SCHOOL PURPOSES AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SUCH APPROPRIATION.

THE MOTION WAS SECONDED BY COUNCILMAN SANTORO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-AC. Councilman Santoro presented and moved RESOLUTION APPROVING OFFER BY LONZIE B. AND RUBY F. JACKSON TO PURCHASE CITY-OWNED PROPERTY AT 93 HOWARD STREET, BLOCK 234, LOT 11, FOR $1,100.00; AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR FINAL BIDS".

The motion was seconded by Councilman Brady and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-AD. Councilman Melillo presented and moved RESOLUTION AUTHORIZING THE DIRECTOR OF FINANCE TO REFUND BUILDING AND ELECTRICAL PERMIT DEPOSITS, TOTALING $53.00 TO 5 INDIVIDUALS WHERE NO WORK WAS PERFORMED BY THE CONTRACTORS.

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-AE. Councilman Addonizio presented and moved RESOLUTION APPOINTING MICHAEL MC LAUGHLIN SPECIAL POLICEMAN FOR A TERM ENDING DECEMBER 31, 1959.

The motion was seconded by Councilman Melillo and the roll being called, the resolution was adopted by the following votes:

Yes Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-AF. Councilman Santoro presented and moved RESOLUTION ACCEPTING OFFER OF THE STATE OF NEW JERSEY TO PURCHASE PROPERTY LOT 11, BLOCK 569 AND PART OF PASSAIC STREET FOR $1[illegible],893.00; AUTHORIZING DIRECTOR OF PUBLIC WORKS TO EXECUTE A BARGAIN AND SALE DEED FOR THE PROPERTY.

The motion was seconded by Councilman Callaghan and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-AG. EMERGENCY RESOLUTION APPROPRIATING $12,500.00 TO PROVIDE FUNDS TO INVESTIGATE THE ACCOUNTS RECEIVABLE OF DISCHARGED PATIENTS AT THE MARTLAND MEDICAL CENTER. THIS APPROPRIATION TO COVER SERVICES BY CONTRACT, MATERIALS AND SUPPLIES AND POSTAGE.

A motion to defer action on this resolution to permit the Council to discuss this matter at their Special Conference September 22, 1959 was made by Councilman Brady, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-AH. COUNCILMAN ADDONIZIO PRESENTED AND MOVED RESOLUTION AUTHORIZING THE DIRECTOR OF THE DEPARTMENT OF PUBLIC WORKS TO APPLY TO THE STATE HIGHWAY COMMISSIONER FOR STATE AID IN THE SUM OF $16,504.20 FOR REPAVING OF ORLEANS STREET FROM WARREN STREET TO NEW STREET.

THE MOTION WAS SECONDED BY COUNCILMAN BRADY AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-AI. COUNCILMAN ADDONIZIO PRESENTED AND MOVED RESOLUTION AUTHORIZING THE CORPORATION COUNSEL TO INSTITUTE CONDEMNATION PROCEEDINGS FOR THE PURPOSE OF ACQUIRING PROPERTY IN CONNECTION WITH THE PUBLIC PARKING SITE AT 326-336, 338, 340 PLANE STREET, AND 273 WASHINGTON STREET.

THE MOTION WAS SECONDED BY COUNCILMAN SANTORO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

MOTIONS.

NONE.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-A. THE CITY CLERK PRESENTED COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED AUGUST 15, 1959, ENCLOSING PROPOSED "ORDINANCE GRANTING PERMISSION TO THE LEHIGH VALLEY RAILROAD COMPANY, A CORPORATION OF THE STATE OF PENNSYLVANIA, TO CONSTRUCT, OPERATE, AND MAINTAIN A SINGLE TRACK FREIGHT SIDING AT GRADE ACROSS DOREMUS AVENUE FROM A POINT TWO THOUSAND SEVEN HUNDRED AND ELEVEN (2,711.0) FEET NORTH OF THE CENTER LINE OF WILSON AVENUE ON THE EAST PROPERTY LINE OF DOREMUS AVENUE TO A POINT TWO THOUSAND SEVEN HUNDRED AND NINETY NINE (2,799.0) FEET NORTH OF THE CENTER LINE OF WILSON AVENUE ON THE WEST PROPERTY LINE OF DOREMUS AVENUE".

(COPY OF ORDINANCE SUBMITTED TO EACH MEMBER OF THE COUNCIL)

A MOTION DIRECTING THE CITY CLERK TO PLACE THIS ORDINANCE ON THE SEPTEMBER 16, 1959 CALENDAR OF THE MUNICIPAL COUNCIL FOR FIRST READING, WAS MADE BY COUNCILMAN MELILLO, SECONDED BY COUNCILMAN ADDONIZIO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

8-B. THE CITY CLERK PRESENTED COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED AUGUST 17, 1959, ENCLOSING PROPOSED "ORDINANCE PROVIDING FOR THE VACATION,

RELEASE AND EXTINGUISHMENT OF THE PUBLIC RIGHTS OF AND IN THE FOLLOWING STREETS AS LAID OUT ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREET, AVENUES AND SQUARES:

ALL THAT PART OF AVENUE L, AS LAID OUT 75 FEET IN WIDTH, EXTENDING FROM THE NORTH-WESTERLY LINE OF STATE HIGHWAY ROUTES 1 AND 9 TO THE SOUTHERLY LINE OF MC GREGOR AVENUE AND 30 FEET, MORE OR LESS, IN WIDTH ALONG THE EASTERLY LINE OF BERLIN STREET, EXTENDING FROM THE NORTHERLY LINE OF MC GREGOR AVENUE 20 FEET, MORE OR LESS, NORTHERLY TO LANDS OF THE NEWARK AND NEW YORK RAILROAD;

ALL THAT PART OF MC GREGOR AVENUE, AS LAID OUT 80 FEET IN WIDTH, EXTENDING FROM BERLIN STREET TO THE NORTHWESTERLY LINE OF STATE HIGHWAY ROUTES 1 AND 9;

ALL THAT PART OF THREE UNNAMED STREETS, AS EACH IS LAID OUT 60 FEET IN WIDTH, LYING BETWEEN ST. CHARLES STREET AND MC GREGOR AVENUE AND EXTENDING FROM BERLIN STREET TO THE NORTHWESTERLY LINE OF STATE HIGHWAY ROUTES 1 AND 9".

(Copy of ordinance submitted to each member of the Council)

A motion directing the City Clerk to place this ordinance on the September 16, 1959 Calendar of the Municipal Council for first reading, was made by Councilman Addonizio, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-c. The City Clerk presented COMMUNICATION FROM HIS EXCELLENCY THOMAS A. BOLAND, ARCHBISHOP OF NEWARK, EXPRESSING SENTIMENTS OF APPRECIATION TO THE MEMBERS OF THE COUNCIL FOR THE RESOLUTION OF WELCOME AND CONGRATULATIONS TO THE DELEGATES OF THE WORLD CONGRESS OF SODALITIES, RECENTLY CONCLUDED.

(Copy of correspondence submitted to each member of the Council)

A motion that this communication be received and placed on file, with thanks, was made by Councilman Addonizio, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-d. The City Clerk presented COMMUNICATION FROM HERBERT R. ROSS, SECRETARY AND CONTROLLER OF SCHIFFENHAUS BROS., REQUESTING THE COUNCIL TO CANCEL THE BALANCE OF AN OUTSTANDING BILL FOR AN EMPLOYEE OF THEIR COMPANY WHO WAS UNAWARE OF THE FACT THAT THE MARTLAND MEDICAL CENTER AND BLUE CROSS DO NOT HAVE A CONTRACT COVERING THE PLAN'S INSUREDS. THE WIFE OF THE EMPLOYEE WAS ADMITTED TO THE MARTLAND MEDICAL CENTER ON MARCH 8, 1959.

(Copy of correspondence submitted to each member of the Council)

A motion to defer action on this matter until it has been discussed at a special conference of the Municipal Council to be held September 22, 1959, was made by Councilman Brady, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-e. The City Clerk presented Communication from Roscoe P. Kandle, State Commissioner of Health, received August 25, 1959, advising of public hearing on proposed new chapter of New Jersey Air Pollution Control Code to be held September 21, 1959 by New Jersey Air Pollution Control Commission.

A motion to receive and file this communication and directing the City Clerk to forward a copy to Director Andress, was made by Councilman Addonizio, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro Turner, President Bontempo.

8-f. The City Clerk presented Communication from Business Administrator Rinaldi, received August 27, 1959, enclosing proposed "Ordinance prohibiting carhop food and beverage service during hours 11:00 P. M. to 7:00 A. M., supplementing Article XII, Chapter 8, Revised Ordinances of the City of Newark, New Jersey, 1951".

(Copy of ordinance submitted to each member of the Council)

A motion to defer action on this ordinance and directing the City Clerk to request Business Administrator Rinaldi and Director Weldon to discuss this ordinance with the Council at their Special Conference September 22, 1959, was made by Councilman Cooper, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-g. The City Clerk presented Communication from Business Administrator Rinaldi, received August 27, 1959, submitting offer from John J. Clancy, Esq. to purchase city-owned lands in Townships of Berkeley and Manchester for $7,500.00.

(Report from Director Hunt and correspondence between Mr. Clancy and Corporation Counsel Torppey)

A motion to defer action on this communication pending staff report on this matter was made by Councilman Melillo, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-h. The City Clerk presented communication from Business Administrator Rinaldi, received August 27, 1959, enclosing proposed "Ordinance relating to health and sanitation conditions generally of buildings and providing also for the regulation and licensing of rooming houses; repealing the existing Sections 15.524 to 15.537, inclusive, of Article X of the Revised Ordinances of the City of Newark, 1951, as amended and supplemented, and creating new Sections 15.524 to 15.537, inclusive, under Article XI aforesaid, in lieu of the repealed sections".

(This ordinance regulates health and sanitary conditions as to buildings generally and provides for the regulation and licensing of rooming houses)

(Copy of ordinance submitted to each member of the Council)

A motion to defer action on this ordinance was made by Councilman Turner, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-i. The City Clerk presented communication from Business Administrator Rinaldi, received August 27, 1959, enclosing proposed "Ordinance relating to drainage of roofs of business buildings".

(Copy of ordinance submitted to each member of the Council)

A motion to defer action on this ordinance was made by Councilman Turner, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-j. The City Clerk presented communication from Business Administrator Rinaldi, received August 27, 1959, enclosing proposed "Ordinance relating to furnishing and maintaining minimum heat in certain business buildings".

(This ordinance regulates the furnishing and maintenance of minimum heat in certain buildings)

(Copy of ordinance submitted to each member of the Council)

A motion to defer action on this ordinance was made by Councilman Turner, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-k. The City Clerk presented offer from Karp Cohen, Central Glass Company, received August 27, 1959, to lease city-owned property at 51-53 Lock Street, a plot 40 by 40 feet, for $30.00 per month.

A motion to defer action on this matter was made by Councilman Turner, seconded by President Bontempo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-L. The City Clerk presented COMMUNICATION FROM CITY CLERK ENCLOSING PROPOSED "ORDINANCE AMENDING SUB-SECTION 1, ADDITIONAL USE REGULATIONS, PARAGRAPH A., SUB-PARAGRAPH (1) OF SEC. 36.16, OF CHAPTER 36, ZONING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED AND SUPPLEMENTED".

(This adds to Paragraph A (1) the requirements to apply to the Board of Adjustment for permission to create parking areas of any kind)

(Copy of ordinance submitted to each member of the Council)

A motion to defer further action on this ordinance was made by Councilman Gordon, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-M. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED AUGUST 27, 1959 ENCLOSING PROPOSED "ORDINANCE TO AMEND THE ZONING MAP, CHAPTER 36, "ZONING" OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED AND SUPPLEMENTED".

(This proposed ordinance designates area in the vicinity of Clifton Avenue and Elwood Avenue to be a 2nd Residence District)

(Copy of ordinance submitted to each member of the Council)

A motion directing the City Clerk to place this ordinance on the September 16, 1959 Calendar of the Municipal Council for first reading, was made by Councilman Melillo, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-N. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED AUGUST 27, 1959, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 9.3 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951".

(This proposed amendment would permit the City to charge ambulance service to patients who are transported to any hospital, including Martland Medical Center)

(Copy of ordinance submitted to each member of the Council)

A motion to defer further action on this ordinance was made by Councilman Melillo, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-o. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED AUGUST 27, 1959, ENCLOSING PROPOSED "ORDINANCE APPROPRIATING FUNDS FOR IMPROVEMENT OF THE PARKING AREA IN NORTH NEWARK (OLD SALMON PROPERTY)".

(Copy of ordinance submitted to each member of the Council)

A motion to defer action pending receipt of breakdown of costs and discussion with Business Administrator Rinaldi and Mayor Carlin on policy to be set on parking lots taken over by the City, was made by Councilman Melillo, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

9-A. DECISION ON THE DISTRIBUTION OF THE COUNCIL'S 5TH ANNUAL REPORT.

The City Clerk was directed to proceed with the distribution of this report.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-A. The City Clerk reported the following Bingo and Raffles Licenses were issued from August 3, 1959 to August 27, 1959:

BINGO LICENSES

LICENSEE	LICENSE NUMBER
St. Charles Borromeo's Church	1362 Amended
St. Thomas Aquinas Church	1364 Amended
Congregation Ahavas Sholom	1448 Amended
Cathedral of the Sacred Heart	1510 Amended
St. Joseph's Spanish Church	1590 Amended
St. Peter's Chapel	1601 Amended
Disabled American Veterans - Melvin Spitz Chapter #3	1624 Amended
Combined Societies of St. Patrick's Church	1626 Amended
St. Rocco's R. C. Church	1666

RAFFLES LICENSES

LICENSEE	LICENSE NUMBER
Sister Kenny Polio Club of Newark	1643 Amended
Don Bosco College, Inc.	1661
Cardiac Surgery Club	1662
U. S. Post Office Post 300 - American Legion	1663
Xavier Club of St. Francis Xavier Church	1664

RAFFLES LICENSES (Continued)

Licensee	License Number
St. Gerard Society of St. Francis Xavier Church	1665
St. John's Guild	1667
Patrician Guild	1668
Patrician Guild	1669
Rosary Society of St. Michael's Church	1670
Catholic Daughters of America - State Court of New Jersey	1671
Auxiliary to the Guild of St. James Hospital	1672
St. Casimir's Church	1673
St. Rose of Lima Church	1674
N. J. Chapter No. 1, Knights of Columbus	1675

A motion to concur in the report was made by Councilman Addonizio, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

RELEASES.

None.

ADJOURNMENT.

12. A motion to adjourn this meeting was made by Councilman Melillo, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

This meeting adjourned at 9:50 P. M.

Approved:

Harry S. Reichenstein
City Clerk

Michael A. Bontempo
President

NEWARK, NEW JERSEY, SEPTEMBER 16, 1959

A REGULARLY SCHEDULED MEETING OF THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, WAS HELD ON THE ABOVE DATE IN THE COUNCIL CHAMBER, CITY HALL, NEWARK, NEW JERSEY, AT 8:00 P. M.

THE AUDIENCE AROSE FOR THE NATIONAL ANTHEM.

THE PRAYER WAS OFFERED BY RABBI JULIUS EIDENBAUM, BETH DAVID JEWISH CENTER.

PRESIDENT BONTEMPO CALLED THE MEETING TO ORDER AND ASKED FOR ROLL CALL.

PRESENT: COUNCILMEN ADDONIZIO, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO, CITY CLERK HARRY S. REICHENSTEIN, CLERK OF THE COUNCIL; SERGEANT ANTHONY CAPRONI, SERGEANT-AT-ARMS.

ABSENT: COUNCILMAN BRADY.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

4-A. THE CITY CLERK PRESENTED REPORT OF DIVISION OF BUILDINGS, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTH OF AUGUST, 1959.

A MOTION THAT THE REPORT BE PLACED ON FILE WAS MADE BY COUNCILMAN ADDONIZIO, SECONDED BY COUNCILMAN MELILLO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

4-B. THE CITY CLERK PRESENTED REPORT FROM DIVISION OF CENTRAL PURCHASE IN CONNECTION WITH ITEMS PURCHASED WITHOUT BIDS AND IN EXCESS OF $1,000.00 DURING THE MONTHS OF JULY AND AUGUST, 1959.

A MOTION THAT THE REPORT BE PLACED ON FILE WAS MADE BY COUNCILMAN MELILLO, SECONDED BY COUNCILMAN ADDONIZIO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

4-C. THE CITY CLERK PRESENTED COPY OF DIGEST OF MINUTES OF MEETING OF BOARD OF ADJUSTMENT HELD AUGUST 18, 1959.

A MOTION THAT THE COPY OF DIGEST OF MINUTES BE PLACED ON FILE WAS MADE BY COUNCILMAN SANTORO, SECONDED BY COUNCILMAN CALLAGHAN AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

4-D. THE CITY CLERK PRESENTED REPORT OF IVY HAVEN NURSING HOME, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTH OF AUGUST, 1959.

A MOTION THAT THE REPORT BE PLACED ON FILE WAS MADE BY COUNCILMAN CALLAGHAN, SECONDED BY COUNCILMAN SANTORO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

4-E. The City Clerk presented REPORT OF CITY CLERK, FOR THE MONTH OF AUGUST, 1959.

A motion that the report be placed on file was made by Councilman Santoro, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-F. The City Clerk presented REPORT OF MUNICIPAL COURT, PARTS 1, 2 AND 5, FOR THE MONTH OF AUGUST, 1959.

A motion that the report be placed on file was made by Councilman Gordon, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-G. The City Clerk presented REPORT OF CONSULTING ENGINEERS PARSONS, BRINCKERHOFF, HALL AND MACDONALD, RELATIVE TO PROGRESS AT CHARLOTTEBURG RESERVOIR, DATED AUGUST 31, 1959.

(Copy submitted to each Member of the Council)

A motion that the Charlotteburg Reservoir Project Progress Report, prepared by Parsons, Brinckerhoff, Hall and Macdonald, be filed; further that this report be referred to Administration with the advice of the Council that the project be completed without delay and within the allocated appropriation, was made by Councilman Callaghan and seconded by Councilman Addonizio.

Councilman Callaghan remarked that a certain amount of money was appropriated for the Charlotteburg Dam. After a length of time Administration requested additional money. He declared certain people in Administration felt those responsible for the project had not done too good a job. Councilman Callaghan added the report seemed to indicate that they were preparing to ask for additional funds. Therefore, the request to Administration to check into this matter.

The motion was adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

PENDING BOARD OF ADJUSTMENT APPLICATIONS.

4-A-1. The City Clerk read APPLICATION OF ATLANTIC FUNDING CORPORATION (N. J.); OWNER UNDER CONTRACT TO PURCHASE; FOR THE ERECTION OF A 16 STORE APARTMENT HOUSE AND THE GARAGE ENCROACHING UPON THE FRONT YARD REQUIREMENTS ON WOODSIDE AVENUE, IN A 4TH RESIDENCE DISTRICT; ON PREMISES 539-541 (REAR) AND 543-565 MT. PROSPECT AVENUE.

(Vote of Board of Adjustment 4-0. 4 objectors)

(Public Hearing closed)

A motion to concur in the recommendations of the Board of Adjustment was made by

Councilman Callaghan, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

BOARD OF ADJUSTMENT APPLICATIONS.

4-A-2. The City Clerk read APPLICATION OF GUS PATRICCO (JACKSON STREET GARAGE, OWNER); FOR THE ESTABLISHMENT OF AN AUTOMOBILE REPAIR SHOP INCLUDING OPERATION OF A GENERAL TRUCKING BUSINESS IN A 2ND INDUSTRIAL DISTRICT; ON PREMISES 57-59 JACKSON STREET; SUCH USE TO BE LIMITED TO THE PERIOD ENDING FIVE YEARS FROM DATE HEREOF.

(Vote of Board of Adjustment 4-0. No objectors)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and defer further action on this application was made by Councilman Gordon, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-A-3. The City Clerk read APPLICATION OF JAYMAR, INC., OWNER; FOR THE ESTABLISHMENT OF A CHURCH IN A BUILDING NOT ORIGINALLY CONSTRUCTED FOR CHURCH PURPOSES AND TO INCLUDE PRIVATE PARKING IN REAR OF 130-134 WEST KINNEY STREET; ON PREMISES 130 WEST KINNEY STREET.

(Vote of Board of Adjustment 4-0. No objectors)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and defer further action on this application was made by Councilman Santoro, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-A-4. The City Clerk read APPLICATION OF MANUEL J. D'ALMEIDA, OWNER; FOR RENEWAL OF PERMIT FOR GASOLINE STATION IN A 2ND BUSINESS DISTRICT; ON PREMISES 37-39 WILSON AVENUE; SUCH USE TO BE LIMITED TO THE PERIOD OF THREE YEARS ENDING JULY 24, 1962.

(Vote of Board of Adjustment 4-0. No objectors)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Gordon, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner,

President Bontempo.

4-A-5. The City Clerk read APPLICATION OF H. SCHULTZ & SON, OWNER UNDER CONTRACT TO PURCHASE; FOR THE STORAGE AND DISTRIBUTION OF OFFICE COPY MACHINES, INCLUDING SALES AND GENERAL OFFICE IN A 3RD RESIDENCE DISTRICT; ON PREMISES 338 LAFAYETTE STREET.

(Vote of Board of Adjustment 3-1. 34 objectors)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and defer further action on this application to the October 21, 1959 meeting of the Municipal Council, was made by Councilman Santoro, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

At this point, President Bontempo introduced Thomas E. Durkin, Jr., Assemblyman, and Counsel for the Passaic Valley Sewerage Commission, who was present in the audience.

REPORTS OF COMMITTEES.

5-A. COUNCIL COMMITTEE TO STUDY THE FAULKNER ACT.

(Councilmen Santoro, Brady, Callaghan)

Chairman Santoro reported progress.

A motion to accept the report was made by Councilman Addonizio, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-B. COUNCIL STUDY COMMITTEE FOR REVISION AND AMENDMENT OF THE CODE.

(Councilmen Gordon, Addonizio, Cooper)

Chairman Gordon reported progress.

A motion to accept the report was made by Councilman Gordon, seconded by Councilman Callaghan and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-F. COUNCIL COMMITTEE TO STUDY REGULATIONS AND PROCEDURES FOR EMPLOYEES.

(Councilmen Santoro, Cooper, Melillo)

Chairman Santoro reported progress.

A motion to accept the report was made by Councilman Callaghan, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-G. COUNCIL COMMITTEE TO STUDY POSSIBILITY OF BROADENING TAX REVENUE AND TAX SOURCE OF REVENUE.

(Councilmen Melillo, Callaghan, Cooper)

Chairman Melillo reported progress.

A motion to accept the report was made by Councilman Cooper, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-H. COUNCIL COMMITTEE TO STUDY THE CIVILIAN DEFENSE SET-UP.

(Councilmen Addonizio, Cooper, Gordon)

Chairman Addonizio reported progress.

A motion to accept the report was made by Councilman Santoro, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-I. COUNCIL COMMITTEE TO STUDY AND RECOMMEND A POLICY RELATIVE TO CELEBRATION OF HOLIDAY EXPENDITURES.

(Councilmen Melillo, Callaghan, Cooper)

Chairman Melillo reported progress.

A motion to accept the report was made by President Bontempo, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-J. COUNCIL COMMITTEE TO WORK IN CONJUNCTION WITH MELVIN SPITZ CHAPTER NO. 3, DISABLED WAR VETERANS TO MEMORIALIZE THE NAME OF THE LATE MARINE SERGEANT JOHN BASILONE.

(Councilmen Brady, Gordon, Santoro)

Councilman Gordon, in Chairman Brady's absence, reported progress. The Committee in their report to the Council recommended that the entire block opposite the Pennsylvania Railroad be named "Basilone Square".

A motion to accept the report and that the Council recommend to the Planning Board that the entire block opposite the Pennsylvania Railroad be named "Basilone Square"; and that the Committee be discharged with thanks, was made by Councilman Melillo, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-K. COUNCIL COMMITTEE TO STUDY CORRECTIVE LEGISLATION FOR BETTER REPRESENTATION FOR THE CITY OF NEWARK ON THE PASSAIC VALLEY SEWERAGE COMMISSION.

(Councilmen Addonizio, Brady, Gordon)

Chairman Addonizio reported progress.

A motion to accept the report was made by Councilman Cooper, seconded by Councilman Callaghan and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-L. COUNCIL COMMITTEE OF THE WHOLE TO EXAMINE THE FEASIBILITY OF CONSTRUCTING A SPORTS ARENA IN NEWARK.

President Bontempo reported progress.

A motion to accept the report was made by Councilman Melillo, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-M. COUNCIL COMMITTEE TO REVIEW THE TAXICAB ORDINANCE.

(Councilmen Turner, Addonizio, Santoro)

Chairman Turner reported progress.

A motion to accept the report was made by Councilman Gordon, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-N. COUNCIL COMMITTEE TO STUDY ALL PHASES OF RELIEF.

(Councilmen Addonizio, Cooper, Melillo)

Chairman Addonizio reported progress.

A motion to accept the report was made by Councilman Santoro, seconded by Councilman Callaghan and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Bontempo called for ordinances on first reading.

6-F-A. The City Clerk read AN ORDINANCE LICENSING AND REGULATING FOOD CATERERS AS TO OFF-OWN PREMISES SERVICE, AND SUPPLEMENTING CHAPTER 8 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951.

(Copy of ordinance submitted to each Member of the Council)

(Staff Report)

A motion to defer action on this ordinance until conference is held with the License Commissioner, was made by Councilman Addonizio, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

6-F-b. The City Clerk read AN ORDINANCE TO AMEND SEC. 14.173 - STORAGE AND USE OF COMBUSTIBLE LIQUIDS - OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED AND SUPPLEMENTED.

(This ordinance eliminates storage of combustible liquids in 50 gallon portable tanks)

(Copy of ordinance submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Cooper, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

6-F-c. The City Clerk read AN ORDINANCE GRANTING PERMISSION TO THE LEHIGH VALLEY RAILROAD COMPANY, A CORPORATION OF THE STATE OF PENNSYLVANIA, TO CONSTRUCT, OPERATE AND MAINTAIN A SINGLE TRACK FREIGHT SIDING AT GRADE ACROSS DOREMUS AVENUE FROM A POINT TWO THOUSAND SEVEN HUNDRED AND ELEVEN (2,711.0) FEET NORTH OF THE CENTER LINE OF WILSON AVENUE ON THE EAST PROPERTY LINE OF DOREMUS AVENUE TO A POINT TWO THOUSAND SEVEN HUNDRED AND NINETY NINE (2,799.0) FEET NORTH OF THE CENTER LINE OF WILSON AVENUE ON THE WEST PROPERTY LINE OF DOREMUS AVENUE.

(Copy of ordinance submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Addonizio, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

6-F-d. The City Clerk read AN ORDINANCE PROVIDING FOR THE VACATION, RELEASE AND EXTINGUISHMENT OF THE PUBLIC RIGHTS OF AND IN THE FOLLOWING STREETS AS LAID OUT ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES:

ALL THAT PART OF AVENUE L, AS LAID OUT 75 FEET IN WIDTH, EXTENDING FROM THE NORTHWESTERLY LINE OF STATE HIGHWAY ROUTES 1 AND 9 TO THE SOUTHERLY LINE OF MCGREGOR AVENUE AND 30 FEET, MORE OR LESS, IN WIDTH ALONG THE EASTERLY LINE OF BERLIN STREET, EXTENDING FROM THE NORTHERLY LINE OF MCGREGOR AVENUE 20 FEET, MORE OR LESSS, NORTHERLY TO LANDS OF THE NEWARK AND NEW YORK RAILROAD;

ALL THAT PART OF THREE UNNAMED STREETS, AS EACH IS LAID OUT 60 FEET IN WIDTH, LYING BETWEEN ST. CHARLES STREET AND MCGREGOR AVENUE AND EXTENDING FROM BERLIN STREET TO THE NORTHWESTERLY LINE OF STATE HIGHWAY ROUTES 1 AND 9.

(Copy of ordinance submitted to each Member of the Council)

A motion to defer action on this ordinance was made by Councilman Addonizio, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

6-F-E. The City Clerk read AN ORDINANCE TO AMEND THE ZONING MAP, CHAPTER 36, "ZONING", OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED AND SUPPLEMENTED.

(This proposed ordinance designates area in the vicinity of Clifton Avenue and Elwood Avenue to be a 2nd Residence District)

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Melillo, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 7, 1959.

6-F-F. The City Clerk read AN ORDINANCE FIXING THE SALARIES OF CERTAIN EMPLOYEES OF THE CITY OF NEWARK IN ACCORDANCE WITH THE PROVISIONS OF R. S. 40:46-27 AND R. S. 40:46-28.

A motion to adopt the ordinance on first reading was made by Councilman Gordon, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

No: Councilman Callaghan.

President Bontempo: The yeses are seven and the noes are one. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 7, 1959.

For further action and comments on this ordinance, see Item 8-P-A, Page 22.

PUBLIC HEARING ON ORDINANCES AS ADVERTISED.

6-PH-A. THE CITY CLERK: THE FOLLOWING ORDINANCE WAS ADOPTED ON FIRST READING, ADVERTISED IN ACCORDANCE WITH LAW AND A HEARING DATE SET. IT IS NOW BEFORE YOU FOR PUBLIC HEARING, THIS BEING THE DATE AND TIME SET THEREFOR.

AN ORDINANCE AMENDING SEC. 7.153, PROTECTION OF MASONRY, ARTICLE 10, MASONRY CONSTRUCTION, CHAPTER 7, BUILDING CODE, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951.

THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK DOES ORDAIN:

1. THAT SEC. 7.153 OF ARTICLE 10 OF CHAPTER 7, BUILDING CODE, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, BE AND THE SAME IS HEREBY AMENDED TO READ AS FOLLOWS:

SEC. 7.153 PROTECTION OF MASONRY

(A) WHERE WALLS OR PIERS ARE EXPOSED TO DAMAGE FROM BUILDING AND HANDLING OF MERCHANDISE, THE SUPERINTENDENT OF BUILDINGS MAY REQUIRE JACKETS OF STEEL OF SUCH HEIGHTS AS ARE NECESSARY TO PROTECT THE MASONRY.

(B) IN ANY BUILDING OR STRUCTURE USED FOR THE HOUSING OR STORAGE OF MOTOR VEHICLES, EACH TIER ABOVE THE GROUND FLOOR SHALL BE PROTECTED AROUND ITS PERIMETER BY A BUMPER OF AT LEAST EIGHT INCHES BY EIGHT INCHES, WELL ANCHORED TO THE FLOOR OR ROOF, AT A POINT FIVE FEET IN FROM ANY WALL OR RAILING PROTECTING A WALL OPENING. VEHICLE SPEEDS SHALL BE KEPT TO LESS THAN 10 MILES PER HOUR.

2. THIS ORDINANCE SHALL TAKE EFFECT UPON FINAL PASSAGE AND PUBLICATION, AS BY LAW PROVIDED.

PRESIDENT BONTEMPO CALLED FOR THOSE DESIRING TO BE HEARD ON THIS ORDINANCE TO APPROACH THE RAIL, GIVE HIS NAME AND ADDRESS AND BE HEARD.

NO ONE APPEARING, PRESIDENT BONTEMPO ENTERTAINED THE MOTION THAT THE HEARING IN THIS MATTER BE CLOSED AND A MOTION TO CLOSE THE HEARING WAS MADE BY COUNCILMAN TURNER, SECONDED BY COUNCILMAN ADDONIZIO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

6-Ph-b. The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, this being the date and time set therefor.

AN ORDINANCE AMENDING AND SUPPLEMENTING ARTICLE XVI, GARAGES, SERVICE STATIONS, ETC. OF CHAPTER 14, FIRE PREVENTION CODE, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951.

THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK DOES ORDAIN:

1. That Article XVI, Garages, Service Stations, etc., of Chapter 14, Fire Prevention Code, of the Revised Ordinances of The City of Newark, New Jersey, 1951, be and is hereby amended and supplemented as follows, to wit:

A. Sec. 14.217.3 is hereby supplemented and amended to read as follows:

Section 14.217.3 - Size, Weight and Speed of Vehicles.

(a) It shall be unlawful to construct, maintain or use the area of an open parking deck above grade for the parking or storage of motor vehicles other than passenger vehicles limited in size and capacity to nine persons per vehicle and the weight of each vehicle with load not to exceed 6,000 pounds.

(b) The speed of any vehicle in any part of an Open Parking Deck or Garage shall not exceed ten miles per hour, and the Manager shall be held responsible for its control.

B. Sub-section (b) of Sec. 14.217.5 is hereby supplemented and amended to read as follows:

Section 14.217.5 - Construction.

(b) Exterior enclosure walls shall not be required for open parking decks, except that on every side facing and located within 10 feet of an interior lot line, an enclosure wall shall be provided of non-combustible construction with a fire resistance rating of not less than two hours. Solid exterior parapets of not less than three feet high shall be placed around the perimeter of each tier. The parapet shall be constructed of sufficient strength to be adequate to withstand a horizontal load of three hundred (300) pounds per foot applied horizontally at passenger car maximum bumper height. Additional protection shall be provided on each tier above the ground by installing around the entire perimeter a bumper measuring at least eight inches by eight inches, and firmly anchored in the floor or roof. The bumpers shall be a distance of five feet from any wall or railing.

2. This ordinance shall take effect upon final passage and publication, as by law provided.

President Bontempo called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

No one appearing, President Bontempo entertained the motion that the hearing in this matter be closed and a motion to close the hearing was made by Councilman Santoro, seconded by Councilman Callaghan and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

6-Ph-c. The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, this being the date and time set therefor.

AN ORDINANCE AMENDING CHAPTER 2, CITY ADMINISTRATIVE CODE, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951.

THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK DOES ORDAIN:

1. That Sec. 2.102 and Sec. 2.106 of Article X of Chapter 2 of the Revised Ordinances be and the same are hereby amended to read as follows:

Sec. 2.102. Divisions.

The Department of Revenue shall be organized in three divisions: assessments, collections and licenses. The director of the department, through such divisions and otherwise, shall be responsible for the efficient assessment of all taxable property, and the collection and receipt of taxes [, water charges] and license and permit fees, except as otherwise provided herein.

Sec. 2.106. Tax collector.

The city tax collector shall:

(a) Extend each year's tax on the tax duplicate, prepare and mail tax bills, and maintain tax accounting records in such manner as may be prescribed or approved by the comptroller;

(b) Receive and collect all delinquent real and personal property taxes, charge and receive penalties and interest pursuant to law, and account for all collections in such form and manner as may be prescribed or approved by the comptroller;

(c) Make or cause to be made, and certify, searches for tax and other liens on any real property in the city as may be authorized by law, and charge and collect for the use of the city the fee required by law for any such search.

[(D) THE TAX COLLECTOR SHALL BE RESPONSIBLE FOR THE READING OF WATER METERS AND THE BILLING, COLLECTING AND ACCOUNTING FOR WATER RATES AND THE CHARGES AS PROVIDED BY ORDINANCE.]

2. THAT SEC. 288 OF ARTICLE IX OF CHAPTER 2 OF THE REVISED ORDINANCES BE AND THE SAME IS HEREBY AMENDED TO READ AS FOLLOWS:

SEC. 2.88. DUTIES.

(A) THROUGH THE DIVISIONS OF THE DEPARTMENT AND OTHERWISE, SUBJECT TO ORDINANCE, THE DIRECTOR OF FINANCE SHALL BE RESPONSIBLE FOR THE ACCOUNTING, PRE-AUDITING AND CONTROL OF ALL CITY REVENUES AND EXPENDITURES; FOR THE CUSTODY, RECEIPT AND DISBURSEMENT OF CITY FUNDS; FOR THE SAFETY AND INVESTMENT OF THE CITY'S INVESTMENTS; THE MANAGEMENT OF THE CITY'S DEBT; THE DEVELOPMENT OF FINANCIAL POLICIES FOR RECOMMENDATION TO THE MAYOR; AND THE SAFEGUARDING OF THE CITY'S FINANCIAL INTERESTS TO THE FULLEST EXTENT.

(B) THE DIRECTOR SHALL BE RESPONSIBLE FOR THE READING OF WATER METERS AND THE BILLING, COLLECTING AND ACCOUNTING FOR WATER RATES AND THE CHARGES AS PROVIDED BY ORDINANCE.

3. THIS ORDINANCE SHALL TAKE EFFECT UPON FINAL PASSAGE AND PUBLICATION, AS BY LAW PROVIDED.

PRESIDENT BONTEMPO CALLED FOR THOSE DESIRING TO BE HEARD ON THIS ORDINANCE TO APPROACH THE RAIL, GIVE HIS NAME AND ADDRESS AND BE HEARD.

NO ONE APPEARING, PRESIDENT BONTEMPO ENTERTAINED THE MOTION THAT THE HEARING IN THIS MATTER BE CLOSED AND A MOTION TO CLOSE THE HEARING WAS MADE BY COUNCILMAN TURNER, SECONDED BY COUNCILMAN ADDONIZIO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

6-PH-D. THE CITY CLERK: THE FOLLOWING ORDINANCE WAS ADOPTED ON FIRST READING, ADVERTISED IN ACCORDANCE WITH LAW AND A HEARING DATE SET. IT IS NOW BEFORE YOU FOR PUBLIC HEARING, THIS BEING THE DATE AND TIME SET THEREFOR.

AN ORDINANCE APPROPRIATING $8,000.00 FROM CAPITAL IMPROVEMENT FUND FOR EQUIPMENT AND WORK IN THE INSTALLATION OF WATER HEATERS, PUMPS AND EXHAUSTERS.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. THE SUM OF $8,000.00 IS HEREBY APPROPRIATED FROM THE CAPITAL IMPROVEMENT FUND TO COVER THE COST OF EQUIPMENT AND WORK IN THE INSTALLATION OF

2........300 GALLON PER HOUR GAS FIRED WATER HEATERS

1........CIRCULATING PUMP

1........EXHAUSTER

For City Hall, Annex Building and Police Headquarters; and

1........ 300 Gallon Per Hour Gas Fired Water Heater

1........ Circulating Pump

1.........Exhauster

For Board of Education Building.

2. The Director of Finance is hereby authorized and directed to make transfer of funds accordingly.

This ordinance shall take effect upon final passage and publication as by law provided.

President Bontempo called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

No one appearing, President Bontempo entertained the motion that the hearing in this matter be closed and a motion to close the hearing was made by Councilman Turner, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

6-PH-E. The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, this being the date and time set therefor.

AN ORDINANCE ESTABLISHING FEES FOR CERTAIN SERVICES PROVIDED BY THE NEWARK POLICE DEPARTMENT, AND SUPPLEMENTING CHAPTER 2 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. Chapter 2 of the Revised Ordinances of the City of Newark, New Jersey, 1951, be and it is hereby supplemented by adding thereto the following sections:

Section 2.135.4 AUTHORITY OF POLICE DIRECTOR TO MAKE RULES AND REGULATIONS CONCERNING CERTAIN SERVICES TO BE PROVIDED BY THE POLICE DEPARTMENT.

The Police Director is hereby authorized to prescribe rules and regulations governing the release of certain information contained in the official files by the police department. Unless ordered to do otherwise by a court of competent jurisdiction, he may refuse to issue any such information when, in his judgment, the interests of law enforcement and public safety so require, and he may refuse to issue any such information which he has classified as confidential.

Section 2.135.5 FEES ESTABLISHED FOR CERTAIN SERVICES

The following fees are hereby established for certain services provided by the Police Department:

A. Copies of any report or portion of any report authorized for release by the Rules and Regulations - $2.00

B. Searching the files to verify certain information authorized for release by the Rules and Regulations - $2.00

C. Clearance visas and letters of good conduct - $5.00

D. Each set of fingerprints authorized to be taken by the Rules and Regulations - $2.00

E. Alien registration - $2.00

Section 2.135.6 NO CHARGE FOR CERTAIN SERVICES

No fee will be charged for any requested search or information made by any Federal, State, County, or Municipal Law enforcement department or agency.

Section 2.135.7 REQUESTS FOR INFORMATION IN OFFICIAL FILES TO BE MADE AT THE RECORDS AND IDENTIFICATION BUREAU.

All requests for information in official files, authorized for release by the Rules and Regulations, shall be made to the Records and Identification Bureau between the hours of 10:00 A. M. and 12:00 noon and 1:00 P. M. and 3:00 P. M., Monday through Friday, excepting legal holidays. Civilian requests shall be made at the public counter on the first floor of the City Hall annex. Law enforcement requests shall be made at the law enforcement counter on the first floor of the Police Headquarters building.

Section 2.135.8 RECEIPT FOR MONEY RECEIVED - MONEY RECEIVED TURNED OVER TO DEPARTMENT OF REVENUE.

All money received in connection with the services provided as authorized in this ordinance shall be forwarded daily to the Department of Revenue, Division of Tax Collections, Office of Cashier. A receipt shall be prepared in triplicate for all such money received, the original to be given to the person requesting the service, a duplicate to be forwarded to the Department of Revenue, Division of Tax Collections, Office of Cashier, with the money received, and the triplicate copy to be retained by the Records and Identification Bureau.

Section 2.135.9 SEPARABILITY

The invalidity or ineffectiveness of any one or more terms or provisions of the aforesaid Section 2.135.4, 2.135.5, 2.135.6, 2,135.7 or 2.135.8, or the inapplicability thereof to any person or circumstances, shall not be deemed to effect the validity and effectiveness of the remaining terms and provisions or the applicability of any term or provision to other persons and circumstances; but each term and provision shall be deemed to be separable and independent.

2. EFFECTIVE DATE.

This ordinance shall take effect upon final passage and publication and in accordance with law.

PRESIDENT BONTEMPO CALLED FOR THOSE DESIRING TO BE HEARD ON THIS ORDINANCE TO APPROACH THE RAIL, GIVE HIS NAME AND ADDRESS AND BE HEARD.

NO ONE APPEARING, PRESIDENT BONTEMPO ENTERTAINED THE MOTION THAT THE HEARING IN THIS MATTER BE CLOSED AND A MOTION TO CLOSE THE HEARING WAS MADE BY COUNCILMAN MELILLO, SECONDED BY PRESIDENT BONTEMPO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

PRESIDENT BONTEMPO CALLED FOR ORDINANCES ON SECOND READING AND FINAL PASSAGE.

6-S & F-A. THE CITY CLERK: THE FOLLOWING ORDINANCE ADOPTED ON FIRST READING, UPON WHICH A HEARING WAS HELD AND CLOSED, IS NOW BEFORE THE COUNCIL FOR CONSIDERATION ON SECOND READING AND FINAL PASSAGE.

AN ORDINANCE AMENDING SEC. 7.153, PROTECTION OF MASONRY, ARTICLE 10, MASONRY CONSTRUCTION, CHAPTER 7, BUILDING CODE, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951.

A MOTION TO DEFER ACTION ON THIS ORDINANCE WAS MADE BY COUNCILMAN MELILLO, SECONDED BY COUNCILMAN SANTORO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

6-S & F-B. THE CITY CLERK: THE FOLLOWING ORDINANCE ADOPTED ON FIRST READING, UPON WHICH A HEARING WAS HELD AND CLOSED, IS NOW BEFORE THE COUNCIL FOR CONSIDERATION ON SECOND READING AND FINAL PASSAGE:

AN ORDINANCE AMENDING AND SUPPLEMENTING ARTICLE XVI, GARAGES, SERVICE STATIONS, ETC. OF CHAPTER 14, FIRE PREVENTION CODE, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951.

A MOTION TO DEFER ACTION ON THIS ORDINANCE WAS MADE BY COUNCILMAN MELILLO, SECONDED BY COUNCILMAN SANTORO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

6-S & F-C. THE CITY CLERK: THE FOLLOWING ORDINANCE, ADOPTED ON FIRST READING, UPON WHICH A HEARING WAS HELD AND CLOSED, IS NOW BEFORE THE COUNCIL FOR CONSIDERATION ON SECOND READING AND FINAL PASSAGE.

AN ORDINANCE AMENDING CHAPTER 2, CITY ADMINISTRATIVE CODE, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951.

A MOTION TO ADOPT THE ORDINANCE ON SECOND READING AND FINAL PASSAGE WAS MADE BY COUNCILMAN MELILLO, SECONDED BY COUNCILMAN COOPER AND ADOPTED BY THE FOLLOWING VOTES:

Yes: Councilmen Addonizio, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-d. The City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage:

AN ORDINANCE APPROPRIATING $8,000.00 FROM CAPITAL IMPROVEMENT FUND FOR EQUIPMENT AND WORK IN THE INSTALLATION OF WATER HEATERS, PUMPS AND EXHAUSTERS.

A motion to adopt the ordinance on second reading and final passage was made by President Bontempo, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-e. The City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage:

AN ORDINANCE ESTABLISHING FEES FOR CERTAIN SERVICES PROVIDED BY THE NEWARK POLICE DEPARTMENT, AND SUPPLEMENTING CHAPTER 2 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951.

A motion to adopt the ordinance on second reading and final passage was made by Councilman Melillo, seconded by President Bontempo and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Clerk is directed to deliver same to the Mayor for his approval or disapproval.

HEARINGS OF CITIZENS.

6-HC-a. MR. ARTHUR FISHBEIN, 282 CHANCELLOR AVENUE, NEWARK, NEW JERSEY, addressed the

MUNICIPAL COUNCIL ON THE SUBJECT "CONSTITUTION DAY".

6-HC-B. MR. DONATO SODANO, 69 ELIZABETH AVENUE, NEWARK, NEW JERSEY, REPRESENTING MELVIN SPITZ CHAPTER NO. 3, DISABLED WAR VETERANS, EXPRESSED THANKS TO THE MUNICIPAL COUNCIL FOR THEIR ACTION IN HONORING THE LATE MARINE SERGEANT JOHN BASILONE.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-A. THE CITY CLERK CALLED FOR FURTHER BIDS BASED UPON RESOLUTION NO. 7-R-S, ADOPTED SEPTEMBER 2, 1959, WHICH RESOLUTION APPROVED OFFER BY ALBERT AND VICTORIA PEDICINI TO PURCHASE CITY-OWNED PROPERTY AT 647-649 NORTH 9TH STREET, BLOCK 702, LOTS 60-61, FOR $1,500.00.

THERE WERE NO FURTHER BIDS FOR THIS PROPERTY.

A MOTION TO CLOSE THE BIDDING AND ACCEPT THE BID OFFERED BY ALBERT AND VICTORIA PEDICINI WAS MADE BY COUNCILMAN GORDON, SECONDED BY COUNCILMAN MELILLO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

COUNCILMAN GORDON PRESENTED AND MOVED RESOLUTION ACCEPTING BID OF ALBERT AND VICTORIA PEDICINI, FOR PURCHASE OF CITY-OWNED PROPERTY AT 647-649 NORTH 9TH STREET, BLOCK 702, LOTS 60-61, FOR $1,500.00.

THE MOTION WAS SECONDED BY COUNCILMAN MELILLO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-B. THE CITY CLERK CALLED FOR FURTHER BIDS BASED UPON RESOLUTION NO. 7-R-T, ADOPTED SEPTEMBER 2, 1959, WHICH RESOLUTION APPROVED OFFER BY HAROLD S. RAGOFF TO PURCHASE CITY-OWNED PROPERTY AT 124-126, 128-130 BRAGAW AVENUE, BLOCK 3072, LOTS 3, 4 AND 5, FOR $4,000.00.

THERE WERE NO FURTHER BIDS FOR THIS PROPERTY.

A MOTION TO CLOSE THE BIDDING AND ACCEPT THE BID OFFERED BY HAROLD S. RAGOFF WAS MADE BY COUNCILMAN COOPER AND SECONDED BY COUNCILMAN TURNER.

COUNCILMAN CALLAGHAN SAID HE WAS VOTING NO ON THIS RESOLUTION BECAUSE OF A RECOMMENDATION FROM ADMINISTRATION THAT THIS LAND BE USED FOR ANOTHER PURPOSE.

COUNCILMAN COOPER STATED THIS PROPERTY IS IN THE SOUTH WARD AND SHE IS THOROUGHLY FAMILIAR WITH THE AREA. SHE REPORTED SHE AND SOME OF THE COUNCILMEN WENT AGAIN TO LOOK AT THE PROPERTY. IT IS IN A HIGHLY RESIDENTIAL NEIGHBORHOOD WHERE PEOPLE HAVE THEIR OWN BACK YARDS IN WHICH TO SIT AND BE COMFORTABLE. ALTHOUGH THE PLANNING OFFICER RECOMMENDED

that this piece of land be used for a sitting park, she was of the opinion there are many areas in Newark that need these small parks more than this particular street, that more housing in that area was more important.

Councilman Callaghan replied that the Weequahic Community Council, as well as the Planning Officer, requested a park on this land. He declared the Council had approved a park in Vailsburg, also that money had been appropriated for a park in the Ironbound section of the City although it had not as yet been built. He asked the City Clerk to what use the offerer intended to put this land and the answer was to build two or four family houses.

Councilman Addonizio stated he had toured the area and in all due respect to the recommendation of the Planning Officer, felt a park in this section was ridiculous, plus the fact that it would create a police problem and the cost of the upkeep would be far in excess of any aesthetic value it would create in the neighborhood.

The motion to close the bidding and accept the bid offered by Harold S. Ragoff was adopted by the following votes:

Yes: Councilmen Addonizio, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

No: Councilman Callaghan.

Councilman Cooper presented and moved RESOLUTION ACCEPTING BID OF HAROLD S. RAGOFF, FOR PURCHASE OF CITY-OWNED PROPERTY AT 124-126, 128-130 BRAGAW AVENUE, BLOCK 3072, LOTS 3, 4 AND 5, FOR $4,000.00.

The motion was seconded by Councilman Turner and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

No: Councilman Callaghan.

7-R-c. The City Clerk called for further bids based upon Resolution No. 7-R-ac, adopted September 2, 1959, which resolution approved offer by Lonzie B. and Ruby P. Jackson to purchase City-owned property at 93 Howard Street, Block 234, Lot 11, for $1,000.00.

There were no further bids for this property.

A motion to close the bidding and accept the bid offered by Lonzie B. and Ruby P. Jackson was made by Councilman Gordon, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

Councilman Gordon presented and moved RESOLUTION ACCEPTING BID OF LONZIE B. AND RUBY P. JACKSON FOR PURCHASE OF CITY-OWNED PROPERTY AT 93 HOWARD STREET, BLOCK 234, LOT 11, FOR $1,000.00.

The motion was seconded by Councilman Cooper and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-d. EMERGENCY RESOLUTION APPROPRIATING $12,500.00 TO PROVIDE FUNDS TO INVESTIGATE THE ACCOUNTS RECEIVABLE OF DISCHARGED PATIENTS AT THE MARTLAND MEDICAL CENTER. THIS APPROPRIATION TO COVER SERVICES BY CONTRACT, MATERIALS AND SUPPLIES AND POSTAGE.

A motion to defer further action on this matter until the Council meets with the Mayor and Business Administrator at the special conference of the Municipal Council September 22, 1959, was made by Councilman Santoro, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-e. Councilman Callaghan presented and moved RESOLUTION AUTHORIZING THE DIRECTOR OF FINANCE TO REFUND THE SUM OF $260.27 TO SIX INDIVIDUALS, SAID AMOUNT BEING DIFFERENCE BETWEEN SUM OF MONEY DEPOSITED ON FILING OF APPLICATION IN BOARD OF ALCOHOLIC BEVERAGE CONTROL AND AMOUNT OF LICENSE FEE DUE THEREON.

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-f. Councilman Melillo presented and moved RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND THE SUM OF $25.00 TO EDWIN KOLAKOSKI, 30 BROAD STREET, NEWARK, NEW JERSEY; BAIL POSTED IN AN ACTION FOR HIS APPEARANCE IN MUNICIPAL COURT AUGUST 26, 1957, ON WHICH DAY COMPLAINT WAS DISMISSED.

The motion was seconded by Councilman Santoro and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-g. Councilman Cooper presented and moved RESOLUTION AUTHORIZING THE DIRECTOR OF THE DEPARTMENT OF FINANCE TO INVEST THE SUM OF $500,000.00 IN OBLIGATION OF THE UNITES STATES OF AMERICA AND HOLD SAME TO THE CREDIT OF CURRENT ACCOUNT.

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-h. Councilman Addonizio presented and moved Resolution appointing Michael Caruso, Constable, for a term ending December 31st, 1959, and approving his bond as to sufficiency.

The motion was seconded by Councilman Melillo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-i. Councilman Melillo presented and moved Emergency Resolution appropriating $100.00 for "Salaries and Wages", Office of the Mayor and Agencies - Municipal Courts, to provide funds for salary increment due Principal Account Clerk, not provided for in 1959 budget.

The motion was seconded by Councilman Santoro and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-j. Councilman Santoro presented and moved Emergency Resolution appropriating $100.00 for "Salaries and Wages", Department of Public Works, Director's Office, to provide funds for salary increment due Principal Account Clerk, not provided for in 1959 budget.

The motion was seconded by Councilman Callaghan and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-k. Councilman Callaghan presented and moved Emergency Resolution appropriating $100.00 for "Salaries and Wages", Department of Health and Welfare, Division of Health, to provide funds for salary increment due Temporary Assistant Chief Food and Drug Inspector, not provided for in 1959 budget.

The motion was seconded by Councilman Cooper and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

With reference to Resolutions Nos. 7-R-i, 7-R-j and 7-R-k just adopted, Councilman Melillo remarked he intended to make a motion under Item "Motions" on this

CALENDAR.

(LISTED BELOW ON THIS PAGE)

7-R-L. COUNCILMAN COOPER PRESENTED AND MOVED RESOLUTION CALLING UPON THE CITIZENS TO ANNUALLY OBSERVE CONSTITUTION DAY, SEPTEMBER 17.

THE MOTION WAS SECONDED BY COUNCILMAN MELILLO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-M. COUNCILMAN MELILLO PRESENTED AND MOVED RESOLUTION AUTHORIZING THE DIRECTOR OF THE DEPARTMENT OF FINANCE TO INVEST THE SUM OF $500,000.00 IN OBLIGATIONS OF THE UNITED STATES OF AMERICA AND HOLD SAME TO THE CREDIT OF CURRENT ACCOUNT.

THE MOTION WAS SECONDED BY COUNCILMAN CALLAGHAN AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

MOTIONS.

7-M-A. WITH RESPECT TO RESOLUTIONS NOS. 7-R-I, 7-R-J AND 7-R-K (SEE PAGE 20 IN THE MINUTES OF THIS MEETING), COUNCILMAN MELILLO REMARKED THAT THESE RESOLUTIONS BROUGHT TO THE ATTENTION OF THE COUNCIL COMPARABLE SITUATIONS THAT THEY CONTEND EXIST IN THE COURTS, PARTICULARLY IN TRAFFIC COURT, WHERE CERTAIN TEMPORARY CLERK-TYPISTS, ORIGINALLY EMPLOYED IN THE LATTER PART OF 1957, DID NOT RECEIVE THE $100. INCREMENTS TO WHICH THEY WERE ENTITLED IN THE 1959 BUDGET.

A MOTION DIRECTING THE CITY CLERK TO FORWARD A LETTER TO THE BUSINESS ADMINISTRATOR CALLING HIS ATTENTION TO THESE FACTS AND REQUESTING THAT SIMILAR RESOLUTIONS CORRECTING THESE SITUATIONS BE PREPARED AND PRESENTED TO THE COUNCIL, WAS MADE BY COUNCILMAN MELILLO, SECONDED BY COUNCILMAN COOPER AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-A. THE CITY CLERK PRESENTED COMMUNICATION FROM HIS HONOR, MAYOR LEO P. CARLIN, RECEIVED SEPTEMBER 9, 1959, NOMINATING ARTHUR J. CLEMENT, 702 HIGH STREET, NEWARK, AS A MEMBER OF THE BOARD OF ALCOHOLIC BEVERAGE CONTROL, FOR A TERM OF THREE YEARS, EFFECTIVE SEPTEMBER 1, 1959.

COUNCILMAN SANTORO MOVED TO CONCUR IN THE NOMINATION OF ARTHUR J. CLEMENT AS A

MEMBER OF THE BOARD OF ALCOHOLIC BEVERAGE CONTROL, FOR A TERM OF THREE YEARS, EFFECTIVE SEPTEMBER 1, 1959.

COUNCILMAN ADDONIZIO SECONDED THE MOTION.

PRESIDENT BONTEMPO: WILL THE COUNCIL CONFIRM THE NOMINATION?

YES: COUNCILMEN ADDONIZIO, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

PRESIDENT BONTEMPO: THE NOMINATION IS CONFIRMED.

PETITIONS.

8-P-A. PARTIAL DELIVERY OF APPROXIMATELY 50,000 PETITIONS REQUESTING A 15% INCREASE FOR PERMANENT CIVIL SERVICE EMPLOYEES.

THE CITY CLERK INFORMED THE COUNCIL THERE HAD BEEN DELIVERED TO HIM WHAT PURPORTED TO BE A PETITION CONTAINING 50,000 SIGNATURES REQUESTING A 15% INCREASE FOR PERMANENT CIVIL SERVICE EMPLOYEES, WHICH PETITION WAS FILED IN ACCORDANCE WITH TITLES 40:46-27 AND 40:46-28 OF THE NEW JERSEY REVISED STATUTES. HE STATED IT WAS NECESSARY, BY STATUTE, TO ADOPT AN ORDINANCE WHICH WOULD PLACE THE QUESTION AS PRESENTED IN THE PETITION BEFORE THE PUBLIC FOR FINAL VOTE AT THE GENERAL ELECTION NOVEMBER 3, 1959.

THE CITY CLERK REPORTED HE HAD PREPARED THE ORDINANCE AND SUBMITTED IT TO CORPORATION COUNSEL TORPPEY FOR HIS APPROVAL AS TO FORM AND LEGALITY ON THE BASIS OF THE FACTS CONTAINED THEREIN. MR. TORPPEY SIGNED THE ORDINANCE AND FILED A STATEMENT QUALIFYING HIS APPROVAL. THE STATEMENT IS ATTACHED TO THE ORIGINAL ORDINANCE.

THE CITY CLERK REQUESTED THE COUNCIL TO ADOPT A MOTION TO REFER BACK TO "ORDINANCES ON FIRST READING" ON THE CALENDAR AND TO DESIGNATE IT AS ORDINANCE 6-F-F.

COUNCILMAN CALLAGHAN STATED HE WOULD VOTE NO ON THE ORDINANCE. HE WANTED TO MAKE IT CLEAR HE WAS NOT OPPOSED TO INCREASES FOR CITY EMPLOYEES IN ANY WAY, SHAPE OR FORM, BUT IN HIS OPINION THE PETITION WAS A DISCRIMINATORY ONE. HE FELT THE PEOPLE WHO STARTED THIS MOVE INTENDED TO GIVE AN INCREASE TO ALL EMPLOYEES EXCEPT UNION MEMBERS WHO ARE RECEIVING PREVAILING RATES AND THE FACT THAT THE PETITION READ "****WHO ARE NOT MEMBERS OF A DULY ORGANIZED UNION ***" COULD BE USED AS A MEANS OF 'UNION BUSTING'. COUNCILMAN CALLAGHAN ADDED THERE WERE MANY CATEGORIES OF EMPLOYEES WHO ARE MEMBERS OF VARIOUS UNIONS WHO ARE NOW RECEIVING PREVAILING WAGE RATES. THESE EMPLOYEES WOULD BE EXCLUDED BY THIS ORDINANCE FROM RECEIVING AN INCREASE AND THAT IT MIGHT BE AN INCENTIVE FOR THEM TO WITHDRAW FROM THEIR UNION IN ORDER TO RECEIVE THE SALARY RAISE. HE SAID HE HAD SIGNED THE PETITION, BUT UPON INVESTIGATION FOUND THAT A LOT OF UNION EMPLOYEES WOULD BE HURT.

COUNCILMAN ADDONIZIO REMARKED HE WAS VOTING FOR THIS ORDINANCE BECAUSE OF THE FACT IT IS A MANDATE FROM THE PEOPLE AND A DIRECTIVE UNDER THE STATE STATUTES. HE DID

not like the provisions excluding members of any union from receiving the 15% salary increase and, like Councilman Callaghan, felt that it was unfortunate that this provision was inserted in the petition.

Councilman Gordon contended if this referendum is successful, there would be a compulsion on the part of all concerned to adjust the salaries of those union members who were excluded from the petition.

Councilman Melillo agreed with Councilman Gordon's remarks. He pointed out if the referendum is successful there would still be almost two months to take remedial action to benefit the employees not presently covered. He added he was also in favor of giving consideration to temporary employees some of whom have been with the City several years and through no fault of their own have remained temporary as examinations have not been conducted. He said there was a question in his mind regarding the reconciliation of the ordinance which states increases shall begin effective January 1, 1960 if adopted November 3 at the General Election, whereas the statement contained in Corporation Counsel Torppey's opinion was that the Council in its discretion may apportion such authorized increase over a period of three years.

Councilman Gordon contended it is not so stated in the ordinance because of the fact that this is a mandate from the people rather than an initiation from the Council.

Councilman Santoro commented it was unfortunate the language of the petition excluded all union members, but knowing the intent of the petition, he did not think it was the purpose to use it as a procedure. However, he pointed out there were several things to be taken into consideration. (1) It is a directive by law that this ordinance be adopted; and (2) if it is the mandate of the people on November 3 to approve this referendum, it would be our responsibility to see that the people excluded in this ordinance, such as temporary employees and employees of the Board of Education, be given consideration.

Councilman Callaghan pointed out that the mandate from the people in this case would give increases to all employees except those who are members of the union.

Councilman Addonizio also related that the mandate of the people on this petition clearly states that the 15% increase shall be given to permanent Civil Service employees -- not temporary or union employees, and they should not be deluded into thinking that if this ordinance is adopted they will receive an increase automatically. Any subsequent action by the Council would have to be taken in the light of what happens.

Councilman Cooper asserted the situation is very clear and at the right time an ordinance could be adopted to accomplish such a move. She said it was clear in the minds of the Councilmen that they were working in the right direction.

A motion to refer back on this Calendar to "Ordinances on First Reading" and designate this ordinance as Item 6-F-f was made by Councilman Gordon, seconded by

Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

The City Clerk: The final date for filing petitions is September 24th. This ordinance will be advertised in accordance with law. It will come before the Council for further consideration on Second Reading and Final Passage on October 7. Ten days after the last date for filing is approximately October 4th. I will file with you on that date or before, if physically possible, my findings on the petition as delivered to me and you will then determine whether or not there is anything before you depending upon how I find the petition at that time.

PENDING BUSINESS ON THE CALENDAR.

9-A. COMMUNICATION FROM HERBERT R. ROSS, SECRETARY AND CONTROLLER OF SCHIFFENHAUS BROS., REQUESTING THE COUNCIL TO CANCEL THE BALANCE OF AN OUTSTANDING BILL FOR AN EMPLOYEE OF THEIR COMPANY WHO WAS UNAWARE OF THE FACT THAT THE MARTLAND MEDICAL CENTER AND BLUE CROSS DO NOT HAVE A CONTRACT COVERING THE PLAN'S INSUREDS. THE WIFE OF THE EMPLOYEE WAS ADMITTED TO THE MARTLAND MEDICAL CENTER ON MARCH 8, 1959.

(Copy of correspondence submitted to each Member of the Council)

A motion to defer further action on this matter until the Council meets with the Mayor and Business Administrator at the special conference of the Municipal Council September 22, 1959, was made by Councilman Santoro, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

9-B. COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED AUGUST 27, 1959, ENCLOSING PROPOSED "ORDINANCE PROHIBITING CARHOP FOOD AND BEVERAGE SERVICE DURING HOURS 11:00 P. M. TO 7:00 A. M., SUPPLEMENTING ARTICLE XII, CHAPTER 8, REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951".

(Copy of ordinance submitted to each Member of the Council)

A motion to defer further action on this matter until the Council meets with Business Administrator and Director Weldon at the special conference of the Municipal Council September 22, 1959, was made by Councilman Santoro, seconded by Councilman Callaghan and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

9-C. COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED AUGUST 27, 1959,

SUBMITTING OFFER FROM JOHN J. CLANCY, ESQ. TO PURCHASE CITY-OWNED LANDS IN TOWNSHIP OF BERKELEY AND MANCHESTER FOR $7,500.00.

(Report from Director Hunt and Correspondence between Mr. Clancy and Corporation Counsel Torppey)

A motion to defer further action on this matter and directing the City Clerk to request the Corporation Counsel to establish a chain of title to this property, was made by Councilman Callaghan, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

9-D. COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED AUGUST 27, 1959, ENCLOSING PROPOSED "ORDINANCE RELATING TO HEALTH AND SANITATION CONDITIONS GENERALLY OF BUILDINGS AND PROVIDING ALSO FOR THE REGULATION AND LICENSING OF ROOMING HOUSES; REPEALING THE EXISTING SECTIONS 15.524 TO 15.537, INCLUSIVE, OF ARTICLES XI OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, 1951 AS AMENDED AND SUPPLEMENTED, AND CREATING NEW SECTIONS 15.524 TO 15.537, INCLUSIVE, UNDER ARTICLE XI AFORESAID, IN LIEU OF THE REPEALED SECTIONS".

(This ordinance regulates health and sanitary conditions as to buildings generally and provides for the regulation and licensing of rooming houses)

(Copy of ordinance submitted to each Member of the Council)

A motion to defer further action on this matter was made by Councilman Santoro, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

9-E. COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED AUGUST 27, 1959, ENCLOSING PROPOSED "ORDINANCE RELATING TO DRAINAGE OF ROOFS OF BUSINESS BUILDINGS".

(Copy of ordinance submitted to each Member of the Council)

A motion to defer further action on this matter was made by Councilman Santoro, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

9-F. COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED AUGUST 27, 1959, ENCLOSING PROPOSED "ORDINANCE RELATING TO FURNISHING AND MAINTAINING MINIMUM HEAT IN CERTAIN BUSINESS BUILDINGS".

(This ordinance regulates the furnishing and maintenance of minimum heat in certain buildings)

(Copy of ordinance submitted to each Member of the Council)

A motion to defer further action on this matter was made by Councilman Santoro, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

9-G. OFFER FROM KARP COHEN, CENTRAL GLASS COMPANY, RECEIVED AUGUST 27, 1959, TO LEASE CITY-OWNED PROPERTY AT 51-53 LOCK STREET, A PLOT 40 BY 40 FEET, FOR $30.00 PER MONTH.

A motion to approve this offer, lease to contain a ninety day recapture clause, was made by Councilman Melillo, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

9-H. COMMUNICATION FROM CITY CLERK ENCLOSING PROPOSED "ORDINANCE AMENDING SUB-SECTION 1, ADDITIONAL USE REGULATIONS, PARAGRAPH A, SUB-PARAGRAPH (1) OF SEC. 36.16, OF CHAPTER 36, ZONING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED AND SUPPLEMENTED".

(This adds to Paragraph A (1) the requirements to apply to the Board of Adjustment for permission to create parking areas of any kind)

(Copy of ordinance submitted to each Member of the Council)

A motion to defer further action on this matter was made by Councilman Melillo, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

9-I. COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED AUGUST 27, 1959, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 9.3 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951".

(This proposed amendment would permit the City to charge ambulance service to patients who are transported to any hospital, including Martland Medical Center)

(Copy of ordinance submitted to each Member of the Council)

A motion to defer further action on this matter until the special conference of the Municipal Council September 22, 1959, was made by Councilman Melillo, seconded by Councilman Callaghan and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

9-J. COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED AUGUST 27, 1959, ENCLOSING PROPOSED "ORDINANCE APPROPRIATING $75,000.00 FROM CAPITAL IMPROVEMENT FUND FOR

IMPROVEMENTS AT BRANCH BROOK PARKING AREA".

(Copy of ordinance submitted to each Member of the Council

(Council to meet with Mayor and Business Administrator September 22, 1959)

A motion to defer further action on this matter until the Council meets with the Mayor and Business Administrator at the special conference of the Municipal Council September 22, 1959, was made by Councilman Santoro, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-A. The City Clerk reported the following Bingo and Raffles Licenses were issued from August 28, 1959 to September 11, 1959:

BINGO LICENSES

LICENSEE	LICENSE NUMBER
St. Charles Borromeo Church	1362 (Amended)
Newark Moose Lodge #237	1443 (Amended)
Newark Aerie #44, F. O. E.	1454 (Amended)
Polish Falcons of America - Nest #104	1677
St. Antoninus Church, Holy Name Society	1681

RAFFLES LICENSES

LICENSEE	LICENSE NUMBER
Ukrainian National Women's League of America, Inc. - Branch #28	1676
Confraternity of Christian Doctrine	1678
St. Michael's P. T. A.	1679
Rosary Society of St. Michael's Church	1680
West Side Memorial Post #8670, V. F. W. of the U. S.	1682
Holy Name Society of Queen of Angels R. C. Church	1683
Blessed Sacrament C. Y. O. Golden Knights	1684
Benedictine Mother's League	1685
Ladies' Aid of Bethesda Lutheran Church	1686

A motion to concur in the report was made by Councilman Addonizio, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

RELEASES.

None.

ADJOURNMENT.

12. A motion to adjourn this meeting was made by Councilman Gordon, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

This meeting adjourned at 9:45 P. M.

APPROVED:

Harry S. Reichenstein	Michael A. Bontempo
City Clerk	President

Newark, New Jersey, October 1, 1959

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 11:30 A. M. The City Clerk read a communication from President Michael A. Bontempo dated September 30, 1959 calling a special meeting of the Municipal Council to be held Thursday, October 1, 1959 for the express purpose of acting on an ordinance fixing the salaries of certain employees of the City of Newark in accordance with the provisions of R. S. 40:46-27 and R. S. 40:46-28, and four resolutions. The City Clerk stated this was the time and date set for said meeting.

President Bontempo extended heartiest New Year's greeting of the Municipal Council to people of the Jewish faith of the City of Newark.

President Bontempo called the meeting to order.

Present: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo, City Clerk Harry S. Reichenstein, Clerk of the Council.

4-a. The City Clerk read the following STATEMENT AND CERTIFICATION IN RE. PETITION FIXING THE SALARIES OF ALL PERMANENT CIVIL SERVICE EMPLOYEES WHO ARE NOT MEMBERS OF A DULY ORGANIZED UNION AND WHO ARE HOLDING POSITIONS AS PERMANENT CIVIL SERVICE EMPLOYEES IN THE VARIOUS DEPARTMENTS OF THE CITY OF NEWARK.

"In the forenoon, Thursday, September 3, 1959, there was filed with me at my office in the City Hall, a petition containing 263 sheets purporting to contain the signatures and addresses of legally qualified registered voters of the City of Newark. This filing was amended by adding 535 sheets on September 8, 1959; 358 sheets on September 9, 1959; 20 sheets on September 21, 1959; 206 sheets on September 23, 1959, and on September 24, 1959, the last day for filing, by 325 sheets.

These sheets contained 53,370 signatures and addresses of legally qualified registered voters of the City of Newark. The petition as filed and amended was on 2,759 sheets.

These signers requested and petitioned the City Council of the City of Newark, New Jersey, to submit to the legally qualified and registered voters of the City of Newark, New Jersey, the question of fixing the salaries of all permanent Civil Service employees who are not members of a duly organized union and who are holding positions as permanent Civil Service employees in the various departments of the City of Newark, at the next General Election, to be held Tuesday, November 3, 1959, to wit:

(a) by increasing the present maximum salary or salary grades for such permanent employee hereinabove described, in the amount of fifteen (15%) percent; and

(b) such increase shall be applied to the present salary of each employee

affected.

It is further requested and petitioned that for this purpose the City Council of the City of Newark, New Jersey pass an ordinance definitely fixing such salaries as above stated to become effective January 1, 1960.

The petitioners did further petition and request that upon passage of this ordinance, you cause me, as City Clerk of the City of Newark, to forward a certified copy thereof to the officer whose duty it is to prepare the sample and official ballots for said election, and to notify such officers that a vote is required upon the question at the next General Election.

This petition was filed under the provisions of R. S. 40:46-27 and R. S. 40:46-28. Under this statute the petitioners are required to file their petition with me as City Clerk, 40 days prior to the aforesaid General Election date. The petitioners have complied with this provision.

The petitioners are further required to present signatures on the petitions of not less than 20% of the registered voters of the municipality, which on the last Primary Election date, April 21, 1959, totalled 153,898. It is, therefore, hereby determined that the statutory requirements of certified registered voters for the purpose of this petition is a total of 30,780 valid signers. The petitioners having filed 53,370 signatures, have complied with this provision.

I am required to determine whether or not these signatures conform with the statutory requirements as to the number of valid signers by registered voters and as to the authenticity of the petitions.

An examination of the aforesaid petitions was made and caused to be made by me, resulting in my findings that, of the total 53,370 signatures submitted in the petition, I have rejected the following number of signers for various reasons which I list immediately below:

Reason	Number
NotRegistered	15,562
Incomplete Information	176
Printed Names	204
Illegible Names	562
Non-Residents	231
Duplications	843
Signed in the Same Handwriting	906
No Address Shown	104
Business Address Shown	20
Signatures which do not Compare with the Superintendent of Elections Registration Records	1,300
Miscellaneous Reasons	4
Total Rejected	19,912

Since there was originally filed with me 53,370 signatures, of which I have rejected 19,912 signatures, there results a final petition of 33,458 names; 2,678 in excess of the 30,780 signatures required.

I hereby declare and certify that the petition as herein described is valid and contains the number of valid signatures required under the provisions of R. S. 40:46-27 and R. S. 40:46-28.

I have, therefore, caused an ordinance to be prepared in conformity with the statutes provided. This ordinance was approved as to form and legality on the basis of facts set forth by Corporation Counsel Vincent P. Torppey. Since it is the statutory requirement that this ordinance be adopted thirty (30) days prior to the election as above set forth, it is presented to the City Council of the City of Newark for their formal adoption.

The statutes further direct that a certified copy of this ordinance be forwarded forthwith to the officer whose duty it is to prepare the sample and official ballots for said election, notifying such officers that a vote is required on the question at the General Election.

Having certified the sufficiency of the petition, I request forthwith the adoption of this ordinance in order to comply with the statutes herein referred to; and to further enable me to submit a certified copy of the ordinance to the proper County officials who shall cause the question to be placed on the ballot at the forthcoming General Election to be held Tuesday, November 3, 1959."

Councilman Melillo asked the City Clerk if public notice had been duly given of the public hearing to be held on this ordinance.

The City Clerk replied that advertisement of public hearing had been published on September 18, 1959 and on September 29, 1959 there was published in the two Newark newspapers a two column, 6 inch advertisement notifying the public of a public hearing to be held on this ordinance on a new hearing date which is this date.

PUBLIC HEARING ON ORDINANCES AS ADVERTISED.

6-PH-a. AN ORDINANCE FIXING THE SALARIES OF CERTAIN EMPLOYEES OF THE CITY OF NEWARK IN ACCORDANCE WITH THE PROVISIONS OF R. S. 40:46-27 AND R. S. 40:46-28.

THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY DO ORDAIN:

Section 1. There is hereby established the salaries of all permanent Civil Service employees who are not members of a duly organized union and who are holding positions as permanent Civil Service employees in the various departments of the City of Newark, an increase in the present maximum salary or salary grade in the amount of 15%. Such increase shall be applied to the present salary of each employee hereby affected.

Section 2. This ordinance is adopted in accordance with the Revised Statutes of New Jersey, as amended, Title 40:46-27 and 40:46-28, and upon petition filed for a referendum vote thereon, which vote shall be held at the general election on November 3, 1959, and if a majority of the voters of the City of Newark voting on the question at such election shall approve the aforesaid increase in salaries, as by the said statutes provided, the said increased salaries shall commence on January 1, 1960.

Section 3. This ordinance, subject to the provisions of R. S. 40:46-27 and 40:46-28 shall take effect on final adoption and publication as by law provided.

President Bontempo called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

MR. DANIEL J. TORTORIELLO, 168 PACIFIC STREET, NEWARK, NEW JERSEY, SECRETARY-TREASURER AND BUSINESS AGENT OF LOCAL 945, TEAMSTERS UNION, protested the exclusion of union employees from the proposed ordinance.

President Bontempo questioned whether the vote was a compulsory measure on the part of the Council.

The City Clerk read from the Revised Statutes 40:46-27 and stated that he felt the answer was in the affirmative.

President Bontempo questioned Corporation Counsel Torppey who replied that he felt the statement by the City Clerk was substantially correct.

Councilman Melillo questioned the City Clerk on the provisions referring to submission of the question 30 days prior to the election and the City Clerk read that section of the statutes pertaining to this provision.

The question of the time element involved in the event there is a veto of this ordinance by the Mayor was discussed at length by the members of the Council and the Mayor who was present on the dais.

The question was raised whether this ordinance will be submitted to the County Clerk without the Mayor's signature and the City Clerk replied that the ordinance will be submitted to the Mayor and to the County Clerk simultaneously.

Upon being questioned by Councilman Cooper, the Corporation Counsel replied that as a practical matter it would be correct for the City Clerk to forward the ordinance to the County Clerk without the action of the Mayor at this time.

Councilman Melillo felt the ordinance that would be sent the County Clerk must be a valid one and it would only be valid if the Mayor signed it or a possible veto was overridden by the Council. He said there was a possibility the County Clerk could take the viewpoint that this ordinance was invalid.

Councilman Callaghan stated he felt the law is so worded that there can be a variety of interpretations. He pointed out the possibility of a taxpayers' suit if this was not done properly. Councilman Callaghan asked the City Clerk what action he would take if the ordinance was adopted by the Council at this meeting.

The City Clerk replied he would follow the statutory requirements and send the ordinance to the Mayor and County Clerk at the same time.

Upon further questioning by the Council the Corporation Counsel stated he was of the opinion the ordinance should be sent to the County Clerk and the Mayor simultaneously. Subsequently, when the ordinance is signed by the Mayor or the Council overrides a possible veto, it could then go again to the County Clerk. He pointed out this was being done to avoid a possible taxpayers' suit.

Councilman Addonizio said he did not wish his vote to indicate that a Councilman was voting in favor of the referendum in voting on this ordinance. He was against the exclusion of union members and non permanent employees from the ordinance. He said he was voting for this ordinance as a mandate from the people and he requested the President to issue a statement in the event that Mayor Carlin vetoes this ordinance that this was a mandatory action of the Council as set forth in the statutes.

Councilman Cooper said she felt there are many areas of doubt that had to be checked and she questioned whether it was not mandatory upon the Mayor to sign this ordinance as it was mandatory upon the Governing Body.

Mayor Carlin replied that he did not feel there was any legislation that a Mayor or a member of a Governing Body would have to vote for if he did not so desire.

President Bontempo entertained the motion that the hearing in this matter be closed and a motion to close the hearing was made by Councilman Brady, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Bontempo called for ordinances on second reading and final passage.

6-S & F-a. The City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage:

AN ORDINANCE FIXING THE SALARIES OF CERTAIN EMPLOYEES OF THE CITY OF NEWARK IN ACCORDANCE WITH THE PROVISIONS OF R. S. 40:46-27 AND R. S. 40:46-28.

Councilman Melillo pointed out all the Council is doing by adopting this ordinance is making it possible for this question to be placed on the ballot of the forthcoming General Election. He regarded it was mandatory for the Council to perform this duty. Councilman Melillo said the vote on this ordinance did not indicate a vote on the merit of this question. Because time is of the essence, he felt the Council should recommend that the Mayor take whatever action he intends to take as soon as possible so that the Council may act accordingly in order to avoid a possible taxpayers' suit.

Councilman Santoro asked the Corporation Counsel if the question would go on the ballot without the Mayor's action assuming it is adopted by the Municipal Council and vetoed by the Mayor.

The Corporation Counsel replied that would depend on the County Clerk and then could probably wind up in a court action.

Councilman Callaghan said he wished the record to be clear insofar as his feelings on this ordinance and City employees in general are concerned. He pointed out that City employees have always received a 'fair shake' from him and he read remarks made by him at the meeting of the Municipal Council held September 16, 1959 with reference to his feelings on this ordinance.

President Bontempo said he was not against any employee deserving of a raise but he felt employee groups involved had not done this in the correct manner. He felt they should have sat down with the Councilmen and the Mayor and worked out a feasible program.

Councilman Gordon said there had been a great deal of conversation about a possible taxpayers' suit but he had not heard of anyone attempting to do so. He referred to the Orange Police Referendum in which instance the Court directed the County Clerk to put the question on the ballot.

Councilman Brady said there had been alot of conversation on this matter which he felt was a very simple one. He said the Council was here because the people of the City had presented the City Clerk with petitions signed by 33,000 registered voters of the City to place this question on the ballot. He said he will not do anything to stop this.

A motion to adopt the ordinance on second reading and final passage was made by Councilman Brady, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

No: Councilman Callaghan.

President Bontempo: The yeses are eight and the no is one. This ordinance having been read on two separate days and having achieved the vote required by the

statute, is declared adopted. The Clerk is directed to deliver same to the Mayor for his approval or disapproval

RESOLUTIONS.

7-R-a. Councilman Gordon presented and moved RESOLUTION DECLARING THAT AN EMERGENCY EXISTS IN RESPECT TO "AN ORDINANCE FIXING THE SALARIES OF CERTAIN EMPLOYEES OF THE CITY OF NEWARK IN ACCORDANCE WITH THE PROVISIONS OF R. S. 40:46-27 AND R. S. 40:46-28", AND THAT THE ORDINANCE BECOME EFFECTIVE IMMEDIATELY UPON FINAL ADVERTISING AS BY STATUTE REQUIRED.

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

No: Councilman Callaghan.

7-R-b. Councilman Melillo presented and moved RESOLUTION FIXING THE SALARIES OF CERTAIN EMPLOYEES OF THE CITY OF NEWARK IN ACCORDANCE WITH THE PROVISIONS OF R. S. 40:46-27 AND R. S. 40:46-28.

The City Clerk explained this resolution was being presented because of an ambiguity in the law which required the adoption of this resolution.

Mayor Carlin questioned the ambiguity of the law and the City Clerk replied that in some instances the statutes refer to an ordinance and in other instances to a resolution, and it was felt that both the resolution and ordinance be adopted in order to forestall any possible question.

Councilman Brady asked the Corporation Counsel if the adoption of this resolution would foreclose the right of the people of the City to exercise their prerogative with regard to the referendum question.

The Corporation Counsel said it would not, in fact it would aid the placing of the question on the ballot.

The motion was seconded by Councilman Gordon and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

No: Councilman Callaghan.

7-R-c. Councilman Brady presented and moved RESOLUTION DIRECTING THE CITY CLERK TO FORWARD A CERTIFIED COPY OF AN ORDINANCE AND A RESOLUTION FIXING THE SALARIES OF CERTAIN EMPLOYEES OF THE CITY OF NEWARK IN ACCORDANCE WITH THE PROVISIONS OF R. S. 40:46-27 AND R. S. 40:46-28; AND NOTIFYING THE COUNTY OFFICIALS THAT A VOTE IS REQUIRED THEREON AT THE NEXT GENERAL ELECTION NOVEMBER 3, 1959.

The motion was seconded by Councilman Addonizio and the roll being called, the

resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

No: Councilman Callaghan.

7-R-d. Councilman Turner presented and moved EMERGENCY RESOLUTION APPROPRIATING $5800.00 FOR SALARIES AND WAGES IN THE "GENERAL AND PRIMARY ELECTION ACCOUNT" IN THE OFFICE OF THE CITY CLERK TO PROVIDE FUNDS REQUIRED TO CHECK PAY INCREASE PETITIONS AND NOT PROVIDED FOR IN THE 1959 BUDGET.

The motion was seconded by Councilman Santoro and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

ADJOURNMENT.

12. A motion to adjourn this meeting was made by Councilman Addonizio, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

This meeting adjourned at 12:55 P. M.

Approved:

Harry S. Reichenstein
City Clerk

Michael A. Bontempo
President

H

Newark, New Jersey, October 7, 1959

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 8:00 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend John W. P. Collier, Jr., Israel A. M. E. Church.

President Bontempo called the meeting to order and asked for roll call.

Present: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo, City Clerk Harry S. Reichenstein, Clerk of the Council; Sergeant Robert Ryan, Sergeant-at-Arms.

At this point, President Bontempo introduced Thomas Brennan, son of Battalion Fire Chief Brennan, who was present in the audience.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

4-A. The City Clerk presented BUDGETARY STATEMENT SHOWING CONDITIONS OF ACCOUNTS ENDING AUGUST 31, 1959.

A motion that the statement be received was made by Councilman Addonizio, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

Oct. 7, 1959

4-B. The City Clerk presented REPORT OF MUNICIPAL COURT, PART 6, FOR THE MONTH OF AUGUST, 1959.

A motion that the report be received and placed on file was made by Councilman Cooper, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-C. The City Clerk presented COPY OF DIGEST OF MINUTES OF MEETING OF BOARD OF ADJUSTMENT HELD SEPTEMBER 8, 1959.

A motion that the copy of digest of minutes be received was made by Councilman Melillo, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-D. The City Clerk presented COPY OF MINUTES OF MEETING OF PASSAIC VALLEY SEWERAGE COMMISSION HELD JULY 29, 1959.

A motion that the copy of minutes be received was made by Councilman Turner, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-E. The City Clerk presented COPY OF MINUTES OF MEETING OF PASSAIC VALLEY SEWERAGE COMMISSION HELD AUGUST 12, 1959.

A motion that the copy of minutes be received was made by Councilman Brady, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-F. The City Clerk presented REPORT OF RECEIPTS AND DISBURSEMENTS, DEPARTMENT OF FINANCE, FOR THE MONTH OF AUGUST, 1959.

A motion that the report be received and filed was made by Councilman Santoro, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-G. The City Clerk presented COPY OF CITY OF NEWARK ANNUAL REPORT FOR 1958, ISSUED BY HON. LEO P. CARLIN.

(Copy of report and forwarding letter from Mayor Carlin submitted to each Member of the Council)

A motion that the report be received and placed on file was made by Councilman Gordon, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-H. The City Clerk presented COPY OF DIGEST OF MINUTES OF MEETING OF BOARD OF ADJUSTMENT HELD SEPTEMBER 15, 1959.

A motion that the copy of digest of minutes be received was made by Councilman Addonizio, seconded by Councilman Turner and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

PENDING BOARD OF ADJUSTMENT APPLICATIONS.

4-A-1. The City Clerk read APPLICATION OF GUS PATRICCO (JACKSON STREET GARAGE, OWNER); FOR THE ESTABLISHMENT OF AN AUTOMOBILE REPAIR SHOP INCLUDING OPERATION OF A GENERAL TRUCKING BUSINESS IN A 2ND INDUSTRIAL DISTRICT; ON PREMISES 57-59 JACKSON STREET; SUCH USE TO BE LIMITED TO THE PERIOD ENDING FIVE YEARS FROM DATE HEREOF.

(Vote of Board of Adjustment 4-0. No objectors)

(Public hearing closed)

A motion to defer further action on this application until the regular meeting of the Municipal Council October 21, 1959, was made by Councilman Gordon, seconded by Councilman Addonizio and adopted by the following votes:

OCTOBER 7, 1959

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

4-A-2. THE CITY CLERK READ APPLICATION OF JAYMAR, INC., OWNER; FOR THE ESTABLISHMENT OF A CHURCH IN A BUILDING NOT ORIGINALLY CONSTRUCTED FOR CHURCH PURPOSES AND TO INCLUDE PRIVATE PARKING IN REAR OF 130-134 WEST KINNEY STREET; ON PREMISES 130 WEST KINNEY STREET.

(VOTE OF BOARD OF ADJUSTMENT 4-0. NO OBJECTORS)

(PUBLIC HEARING CLOSED)

A MOTION TO CONCUR IN THE RECOMMENDATIONS OF THE BOARD OF ADJUSTMENT WAS MADE BY COUNCILMAN TURNER, SECONDED BY COUNCILMAN COOPER AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

AT THIS POINT, PRESIDENT BONTEMPO WELCOMED STUDENTS FROM RUTGERS UNIVERSITY CLASS IN "MUNICIPAL CORPORATIONS", WHO WERE PRESENT IN THE AUDIENCE.

BOARD OF ADJUSTMENT APPLICATIONS.

4-A-3. THE CITY CLERK READ APPLICATION OF THE NATIONAL STATE BANK OF NEWARK, OWNER; FOR THE ADDITION TO EXISTING PRIVATE AUTOMOBILE PARKING STATION FOR CUSTOMERS AND EMPLOYEES OF BANK LOCATED AT 988-990 SOUTH ORANGE AVENUE, IN A 2ND RESIDENCE DISTRICT; ON PREMISES 12-14 SALEM STREET.

(VOTE OF BOARD OF ADJUSTMENT 5-0. NO OBJECTORS)

THE CITY CLERK CALLED FOR THOSE DESIRING TO BE HEARD ON THE APPLICATION TO APPROACH THE RAIL, GIVE HIS NAME AND ADDRESS AND BE HEARD.

NO ONE APPEARING, A MOTION TO CLOSE THE HEARING AND CONCUR IN THE RECOMMENDATIONS OF THE BOARD OF ADJUSTMENT WAS MADE BY COUNCILMAN BRADY, SECONDED BY COUNCILMAN SANTORO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

4-A-4. THE CITY CLERK READ APPLICATION OF AERONICS MFG. CORP. (JOSEPH COCUZZA, OWNER); FOR THE RENEWAL OF PERMIT FOR THE ASSEMBLING AND GRINDING OF SMALL METAL PARTS IN A 3RD RESIDENCE DISTRICT; ON PREMISES 217 CAMDEN STREET; SUCH USE TO BE LIMITED TO THE PERIOD OF THREE YEARS ENDING SEPTEMBER 18, 1962.

(VOTE OF BOARD OF ADJUSTMENT 5-0. NO OBJECTORS)

THE CITY CLERK CALLED FOR THOSE DESIRING TO BE HEARD ON THE APPLICATION TO APPROACH THE RAIL, GIVE HIS NAME AND ADDRESS AND BE HEARD.

NO ONE APPEARING, A MOTION TO CLOSE THE HEARING AND CONCUR IN THE RECOMMENDATIONS OF THE BOARD OF ADJUSTMENT WAS MADE BY COUNCILMAN TURNER, SECONDED BY COUNCILMAN MELILLO AND ADOPTED BY THE FOLLOWING VOTES:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-A-5. The City Clerk read APPLICATION OF ST. FRANCIS XAVIER CHURCH, OWNER; FOR THE CONSTRUCTION OF A SCHOOL EXCEEDING THE FRONT YARD REQUIREMENTS IN A 3RD RESIDENCE DISTRICT; ON PREMISES 592-606 NORTH 7TH STREET.

(Vote of Board of Adjustment 5-0. No objectors)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Melillo, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-A-6. The City Clerk read APPLICATION OF MARIE GLASER CARLIN, OWNER; FOR RENEWAL OF PERMIT FOR GASOLINE STATION IN A 2ND BUSINESS DISTRICT; ON PREMISES 1129-1135 SOUTH ORANGE AVENUE; SUCH USE TO BE LIMITED TO THE PERIOD OF TEN YEARS ENDING JULY 24, 1969.

(Vote of Board of Adjustment 4-0. No objectors)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Brady, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-A-7. The City Clerk read APPLICATION OF ST. JAMES A. M. E. CHURCH, OWNER; FOR THE ESTABLISHMENT OF AN ELECTRICAL CONTRACTOR'S BUSINESS INCLUDING THE STORAGE OF ONE TRUCK IN A 4TH RESIDENCE DISTRICT; ON PREMISES 101 SHIPMAN STREET.

(Vote of Board of Adjustment 4-0. No objectors)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Turner, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

Councilman Melillo remarked although it might seem peculiar for a church to be going into this type of business, a thorough check had been made and this business is being

assessed and taxed just as other businesses being conducted throughout the city.

Councilman Addonizio said it should be pointed out to the students present that although action was being taken on these applications without discussion, each one of the variances brought before the Council had been thoroughly discussed at the pre-meeting conference of the Municipal Council held yesterday.

4-A-8. The City Clerk read APPLICATION OF ROBERT CAROLLA (ANNA GENITEMPO, OWNER UNDER CONTRACT TO PURCHASE); FOR THE STORAGE AND DISTRIBUTION OF CANNED GOODS AND PARKING OF COMPANY VEHICLES IN A 3RD RESIDENCE DISTRICT; ON PREMISES 111-113 HIGHLAND AVENUE.

(Vote of Board of Adjustment 4-0. No objectors)

Councilman Callaghan asked Mr. Muller, Secretary, Board of Adjustment, if this matter had not appeared before the Zoning Board previously and if there was any history of rejection of this application.

Mr. Muller replied this application had originally appeared in 1955 and there had been no previous rejection of it.

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Melillo, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

At this point, President Bontempo welcomed the Senior High School history class of South Side High School, who were present in the audience. He also extended a welcome to the members of the Police and Fire Department, who were seated in the audience.

REPORTS OF COMMITTEES.

5-A. COUNCIL COMMITTEE TO STUDY THE FAULKNER ACT.

(Councilmen Santoro, Brady, Callaghan)

Chairman Santoro reported progress.

A motion to accept the report was made by Councilman Turner, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-B. COUNCIL STUDY COMMITTEE FOR REVISION AND AMENDMENT OF THE CODE.

(Councilmen Gordon, Addonizio, Cooper)

Chairman Gordon reported progress.

A motion to accept the report was made by Councilman Gordon, seconded by

Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-F. COUNCIL COMMITTEE TO STUDY REGULATIONS AND PROCEDURES FOR EMPLOYEES.

(Councilmen Santoro, Cooper, Melillo)

Chairman Santoro reported progress.

A motion to accept the report was made by Councilman Addonizio, seconded by Councilman Turner and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-G. COUNCIL COMMITTEE TO STUDY POSSIBILITY OF BROADENING TAX REVENUE AND NEW SOURCE OF REVENUE.

(Councilmen Melillo, Callaghan, Cooper)

Chairman Melillo reported progress.

A motion to accept the report was made by Councilman Brady, seconded by President Bontempo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-H. COUNCIL COMMITTEE TO STUDY THE CIVILIAN DEFENSE SET-UP.

(Councilmen Addonizio, Cooper, Gordon)

Chairman Addonizio reported progress.

A motion to accept the report was made by Councilman Turner, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-I. COUNCIL COMMITTEE TO STUDY AND RECOMMEND A POLICY RELATIVE TO CELEBRATION OF HOLIDAY EXPENDITURES.

(Councilmen Melillo, Callaghan, Cooper)

Chairman Melillo reported progress.

A motion to accept the report was made by Councilman Turner, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-K. COUNCIL COMMITTEE TO STUDY CORRECTIVE LEGISLATION FOR BETTER REPRESENTATION FOR THE CITY OF NEWARK ON THE PASSAIC VALLEY SEWERAGE COMMISSION.

(Councilmen Addonizio, Brady, Gordon)

Chairman Addonizio reported this committee had studied the proposals for changes in the administrative control function of the Passaic Valley Sewerage Commission as recommended by Mayor Carlin, acting for a committee of representatives of the contribution municipalities. It is the opinion of this Council Committee that the proposed changes cannot be evaluated until all of the facts pertaining to the unauthorized-by-the-municipalities increase in the cost of the reconstruction of the Passaice Valley Sewer, are made apparent by the Grand Jury report. Whether this was an abuse of authority by the Members of the Passaic Valley Sewerage Commission or whether drastic changes in the Legislative Powers of the Commission itself can better be determined when the results of the pending Grand Jury investigation into this matter is released must be determined by additional study.

After several meetings of this committee, it is our unanimous opinion that it be dissolved and that the Council consider this matter as a Committee of the Whole.

A motion to accept the report and to discharge this committee with thanks, was made by Councilman Santoro, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-L. COUNCIL COMMITTEE OF THE WHOLE TO EXAMINE THE FEASIBILITY OF CONSTRUCTING A SPORTS ARENA IN NEWARK.

President Bontempo, reporting for the Council Committee of the Whole, said he had intended to go to Los Angeles and San Francisco this week at the expense of a business man of the City of Newark, in order to visit three sites, but was unable to do so because of illness in his family. He pointed out the advantages the Los Angeles Coliseum brought to that city and he said the committee was going forward to create a sports coliseum for the City of Newark. He added such plans should be included in any redevelopment program of the City. President Bontempo further reported progress.

A motion to accept the report was made by Councilman Santoro, seconded by Councilman Turner and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-M. COUNCIL COMMITTEE TO REVIEW THE TAXICAB ORDINANCE.

(Councilmen Turner, Addonizio, Santoro)

Chairman Turner reported progress.

A motion to accept the report was made by Councilman Cooper, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-N. COUNCIL COMMITTEE TO STUDY ALL PHASES OF RELIEF.

(Councilmen Addonizio, Cooper, Melillo)

Chairman Addonizio reported progress.

A motion to accept the report was made by Councilman Gordon, seconded by President Bontempo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Bontempo called for ordinances on first reading.

6-F-a. The City Clerk read AN ORDINANCE LICENSING AND REGULATING FOOD CATERERS AS TO OFF-OWN PREMISES SERVICE, AND SUPPLEMENTING CHAPTER 8 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951.

(Copy of ordinance submitted to each Member of the Council)

(Staff Report)

(Council to meet with License Commissioner Verniero October 27, 1959)

A motion to defer further action on this ordinance to the November 4, 1959 meeting of the Municipal Council, was made by Councilman Cooper, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

6-F-b. The City Clerk read AN ORDINANCE TO AMEND SEC. 14.173 - STORAGE AND USE OF COMBUSTIBLE LIQUIDS - OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED AND SUPPLEMENTED.

(This ordinance eliminates storage of combustible liquids in 50 gallon portable tanks)

(Copy of ordinance submitted to each Member of the Council)

The City Clerk reported the Bureau of Combustibles had requested that this ordinance be deferred until such time as all problems in connection with this proposed ordinance have been solved and other contemplated changes included.

A motion directing the City Clerk to return this ordinance to the Bureau of Combustibles, Fire Department, was made by Councilman Santoro, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

6-F-d. The City Clerk read AN ORDINANCE GRANTING PERMISSION TO THE LEHIGH VALLEY RAIL-

ROAD COMPANY, A CORPORATION OF THE STATE OF PENNSYLVANIA, TO CONSTRUCT, OPERATE, AND MAINTAIN A SINGLE TRACK FREIGHT SIDING AT GRADE ACROSS DOREMUS AVENUE FROM A POINT TWO THOUSAND SEVEN HUNDRED AND ELEVEN (2,711.0) FEET NORTH OF THE CENTER LINE OF WILSON AVENUE ON THE EAST PROPERTY LINE OF DOREMUS AVENUE TO A POINT TWO THOUSAND SEVEN HUNDRED AND NINETY-NINE (2,799.0) FEET NORTH OF THE CENTER LINE OF WILSON AVENUE ON THE WEST PROPERTY LINE OF DOREMUS AVENUE.

(COPY OF ORDINANCE SUBMITTED TO EACH MEMBER OF THE COUNCIL)

A MOTION TO ADOPT THE ORDINANCE ON FIRST READING WAS MADE BY COUNCILMAN GORDON, SECONDED BY COUNCILMAN ADDONIZIO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

PRESIDENT BONTEMPO: THE YESES ARE NINE AND THE NAYES ARE NONE. THIS ORDINANCE IS DECLARED ADOPTED ON FIRST READING AND THE CITY CLERK IS HEREBY AUTHORIZED AND DIRECTED TO ADVERTISE SAID ORDINANCE AND GIVE PUBLIC NOTICE OF ITS INTRODUCTION AND PASSAGE ON FIRST READING AS PROVIDED BY LAW. THIS ORDINANCE WILL COME UP FOR A PUBLIC HEARING AND BE CONSIDERED FOR FURTHER ACTION ON OCTOBER 21, 1959.

6-F-D. THE CITY CLERK READ AN ORDINANCE PROVIDING FOR THE VACATION, RELEASE AND EXTINGUISHMENT OF THE PUBLIC RIGHTS OF AND IN THE FOLLOWING STREETS AS LAID OUT ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES:

ALL THAT PART OF AVENUE L, AS LAID OUT 75 FEET IN WIDTH, EXTENDING FROM THE NORTHWESTERLY LINE OF STATE HIGHWAY ROUTES 1 AND 9 TO THE SOUTHERLY LINE OF MC GREGOR AVENUE AND 30 FEET, MORE OR LESS, IN WIDTH ALONG THE EASTERLY LINE OF BERLIN STREET, EXTENDING FROM THE NORTHERLY LINE OF MC GREGOR AVENUE 20 FEET, MORE OR LESS, NORTHERLY TO LANDS OF THE NEWARK AND NEW YORK RAILROAD.

ALL THAT PART OF MC GREGOR AVENUE, AS LAID OUT 80 FEET IN WIDTH, EXTENDING FROM BERLIN STREET TO THE NORTHWESTERLY LINE OF STATE HIGHWAY ROUTES 1 AND 9.

ALL THAT PART OF THREE UNNAMED STREETS, AS EACH IS LAID OUT 60 FEET IN WIDTH, LYING BETWEEN ST. CHARLES STREET AND MC GREGOR AVENUE AND EXTENDING FROM BERLIN STREET TO THE NORTHWESTERLY LINE OF STATE HIGHWAY ROUTES 1 AND 9.

(COPY OF ORDINANCE SUBMITTED TO EACH MEMBER OF THE COUNCIL)

(APPROVED BY CENTRAL PLANNING BOARD)

A MOTION TO DEFER FURTHER ACTION ON THIS ORDINANCE TO THE NOVEMBER 4, 1959 MEETING OF THE MUNICIPAL COUNCIL IN ORDER TO STRAIGHTEN OUT SOME OF THE EASEMENT PROBLEMS THAT EXIST IN THIS AREA, WAS MADE BY COUNCILMAN ADDONIZIO, SECONDED BY COUNCILMAN MELILLO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

6-F-E. The City Clerk read AN ORDINANCE CREATING THE POSITION OF AIDE TO THE PRESIDENT OF THE MUNICIPAL COUNCIL AND FIXING THE ANNUAL SALARY THEREOF. ($5,000.00 PER ANNUM)

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Santoro, seconded by Councilman Turner and adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

No: Councilman Brady.

President Bontempo: The yeses are eight and the no is one. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 21, 1959.

PUBLIC HEARING ON ORDINANCES AS ADVERTISED.

6-PH-A. The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, this being the date and time set therefor.

AN ORDINANCE TO AMEND THE ZONING MAP, CHAPTER 36, "ZONING", OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED AND SUPPLEMENTED.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY;

1. That the Zoning Map of Chapter 36, Zoning, of the Revised Ordinances of The City of Newark, New Jersey, 1951, as amended and supplemented, be and the same is hereby amended by the following change, to wit:

(1) BEGINNING at the intersection of the street lines at the northeast corner of Clifton Avenue and Elwood Avenue, thence easterly 100 feet, thence northerly 100 feet, thence westerly 100 feet, thence southerly 100 feet, to the Place of Beginning, to be a 2nd Residence District.

This ordinance shall take effect upon final passage and publication according to law.

President Bontempo called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

No one appearing, President Bontempo entertained the motion that the hearing in this matter be closed and a motion to close the hearing was made by Councilman Brady, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Bontempo called for ordinances on second reading and final passage.

6-S & F-A. The City Clerk: The following ordinance adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage.

AN ORDINANCE TO AMEND THE ZONING MAP, CHAPTER 36, "ZONING", OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED AND SUPPLEMENTED.

A motion to adopt the ordinance on second reading and final passage was made by Councilman Brady, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

The City Clerk stated the Business Administrator had requested that action be deferred on Ordinances 6-S & F-b and 6-S & F-c.

6-S & F-b. AN ORDINANCE AMENDING SEC. 7.153, PROTECTION OF MASONRY, ARTICLE 10, MASONRY CONSTRUCTION, CHAPTER 7, BUILDING CODE, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951.

(This proposed amendment to the Building Code would control speed of vehicles to less than 10 miles per hour in buildings used for the housing or storage of motor vehicles)

(Copy of ordinance submitted to each Member of the Council)

A motion to defer further action on this ordinance to the October 21, 1959 meeting of the Municipal Council, as requested by the Business Administrator, was made by Councilman Turner, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

6-S & F-c. AN ORDINANCE AMENDING AND SUPPLEMENTING ARTICLE XVI, GARAGES, SERVICE STATIONS, ETC. OF CHAPTER 14, FIRE PREVENTION CODE, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951.

(This proposed amendment to the Open Deck Parking Ordinance, Fire Prevention Code, would provide additional protection on each tier of parking decks; and hold manager responsible for control of speed of vehicles)

(Copy of ordinance submitted to each Member of the Council)

A motion to defer further action on this ordinance to the October 21, 1959 meeting of the Municipal Council, as requested by the Business Administrator, was made by Councilman Turner, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

6-V-o. The City Clerk stated that AN ORDINANCE FIXING THE SALARIES OF CERTAIN EMPLOYEES OF THE CITY OF NEWARK IN ACCORDANCE WITH PROVISIONS OF R. S. 40:46-27 AND R. S. 40:46-28, adopted by the Municipal Council at their special meeting October 1, 1959, was returned by the Mayor on October 2, 1959, rejected.

HEARINGS OF CITIZENS.

6-HC-a. MR. J. ARNOLD FELDMAN, EXECUTIVE DIRECTOR, NEW JERSEY COUNCIL, AMERICANS FOR DEMOCRATIC ACTION, 60 BRANFORD PLACE, NEWARK, NEW JERSEY, addressed the Municipal Council on the subject, "RESIDENCY REQUIREMENTS FOR NON-ELECTIVE EMPLOYEES OF THE CITY OF NEWARK".

Councilman Santoro said it should be noted that the residency requirement ordinance had been adopted by a previous governing body.

Councilman Callaghan asked Mr. Feldman if his organization had approved his attendance as their representative at this meeting and Mr. Feldman replied in the affirmative.

Councilman Callaghan referred to some of the points raised by the speaker and he pointed out that the City of Newark had been commended for its Group Relations Program. He also remarked that the Municipal Council had approved recommendations brought in by the Board of Education for construction of new schools and playgrounds. Councilman Callaghan spoke at length on the teachers living outside the city paying higher rents than they would have to pay if they lived in Newark. He said, in his opinion, the residency question is an important thing.

6-HC-b. MRS. ALICE ZOW, 308 WEST KINNEY STREET, NEWARK, NEW JERSEY, addressed the Municipal Council on the subject "INSTALLATION OF TRAFFIC LIGHT AND SCHOOL ZONE SIGN ON WEST KINNEY AND SAYRE STREETS".

Councilman Callaghan recommended that Councilman Turner discuss this matter with the Business Administrator to secure the necessary action.

Councilman Turner informed Miss Zow he will contact the Business Administrator and the Traffic Engineer with respect to this matter.

6-HC-c. MRS. LESSIE MUMFORD, 24- 17TH AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council on the subject, "INSTALLATION OF TRAFFIC LIGHT ON 17TH AVENUE".

Councilman Callaghan suggested the same action be taken as with the previous speaker.

Councilman Turner agreed that he would discuss this matter with the Business Administrator and Traffic Engineer.

6-HC-D. MR. ARTHUR FISHBEIN, 282 CHANCELLOR AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council, thanking the Council for the use of the Council Chamber, for Constitution Day ceremonies.

Councilman Callaghan recommended that the Council Chamber be made available for the 1960 Constitution Day ceremonies.

Mr. Fishbein further addressed the Municipal Council on the 15% employees' ordinance vetoed by the Mayor, and the $8,000.00 appropriation requested by the Mayor in conjunction with the referendum.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-A. EMERGENCY RESOLUTION APPROPRIATING $12,500.00 TO PROVIDE FUNDS TO INVESTIGATE THE ACCOUNTS RECEIVABLE OF DISCHARGED PATIENTS AT THE MARTLAND MEDICAL CENTER. THIS APPROPRIATION TO COVER SERVICES BY CONTRACT, MATERIALS AND SUPPLIES AND POSTAGE.

A motion to defer further action on this resolution to the October 21, 1959 meeting of the Municipal Council was made by Councilman Santoro, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-B. Councilman Melillo presented and moved RESOLUTION APPROVING OFFER BY VINCENT N. FITORTO, TO PURCHASE CITY-OWNED PROPERTY AT 43 SPRINGDALE AVENUE, BLOCK 1945, LOT 15, FOR $1,200.00; AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR FINAL BIDS.

The motion was seconded by Councilman Gordon and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-C. Councilman Addonizio presented and moved RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND OVERPAYMENT OF $5.00 TO HENRIETTA WALKER, FORMERLY A PATIENT AT MARTLAND MEDICAL CENTER.

The motion was seconded by Councilman Santoro and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-d. RESOLUTION APPROVING OFFER BY VINCENT CARUSO TO PURCHASE CITY-OWNED PROPERTY AT 132 BROOKDALE AVENUE, BLOCK 4063, LOT 79; 124-126 BROOKDALE AVENUE, BLOCK 4063, LOTS 75-76; 99-105 BOYLAN STREET, BLOCK 4063, LOT 84; 108-112 BOYLAN STREET, BLOCK 4061, LOT 57; 114-120 BOYLAN STREET, BLOCK 4061, LOT 60; REAR BOYLAN STREET, BLOCK 4061, LOT 63; 129-131 SUNSET AVENUE, BLOCK 4061, LOT 80; 133-135 SUNSET AVENUE, BLOCK 4061, LOT 78; 115-117 SUNSET AVENUE, BLOCK 4061, LOT 88; 103-105 SUNSET AVENUE, BLOCK 4061, LOTS 93-94, FOR $20,000.00; AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR FINAL BIDS.

A motion to adopt the resolution was made by Councilman Melillo, seconded by Councilman Turner.

Councilman Callaghan asked the City Clerk if he had received a report from all governmental agencies.

The City Clerk replied the Planning Officer submitted a report today indicating this could be a good location for a school or an interior park. The City Clerk stated the Board of Education had previously indicated they had no need for this property.

Councilman Callaghan asked if the Bureau of Baths would have use for this property and the City Clerk replied that all branches of government had been notified of this proposed sale.

President Bontempo remarked Mr. Titus, Assistant Superintendent of Schools and Mr. Fuchs, President, Board of Education, had informed the Council the Board of Education had no use for this property. President Bontempo further pointed out the Bureau of Baths had indicated they did not desire the property adjoining their pool. He added he was sure the construction of new homes in this area would be beneficial to the City as it would bring ratables and much needed housing.

Councilman Melillo noted this is not the first time this matter had come up. On previous occasions it had been thought that the Board of Education might be interested in this property, but the Council was assured the Board had no foreseeable plans to construct a school on this site.

Councilman Addonizio said since this is such a large tract in the Vailsburg section, he would like to see every avenue explored before sale of this property is made.

In order to permit further study, Councilman Gordon suggested the maker and seconder of the motion to adopt the resolution, withdraw their motion.

Councilman Melillo withdrew the motion to adopt the resolution. Councilman Turner withdrew his second to the motion.

A motion to defer action on this resolution to the October 21, 1959 meeting of the Municipal Council was made by Councilman Addonizio, seconded by Councilman Cooper and adopted by the following vote:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-E. COUNCILMAN TURNER PRESENTED AND MOVED RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND OVERPAYMENT OF $9.75 TO JENNIE LABASH, FORMERLY A PATIENT AT MARTLAND MEDICAL CENTER.

THE MOTION WAS SECONDED BY PRESIDENT BONTEMPO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-F. COUNCILMAN COOPER PRESENTED AND MOVED RESOLUTION AUTHORIZING THE CITY TREASURER, UPON RECEIPT OF DISCONTINUANCE AND GENERAL RELEASE, TO ISSUE AND DELIVER CHECK IN THE AMOUNT OF $50.00 TO JENNIE GORDON AND NATHAN GORDON, CITY OF NEWARK'S CONTRIBUTION TOWARDS SETTLEMENT OF CLAIM IN CONNECTION WITH INJURIES SUSTAINED BY JENNIE GORDON, AS RESULT OF FALL OVER A HAND-HOLE ON AVON AVENUE.

THE MOTION WAS SECONDED BY COUNCILMAN TURNER AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-G. COUNCILMAN TURNER PRESENTED AND MOVED RESOLUTION AUTHORIZING THE DIRECTOR OF FINANCE TO MAKE A CHECK IN THE SUM OF $24.74, PAYABLE TO "HOSPITAL - MEDICAL-SURGICAL ACCOUNT" TO ADJUST PAYMENT OF FUNDS ERRONEOUSLY DEPOSITED BY MARTLAND MEDICAL CENTER TO THE CLAIMS DIVISION ACCOUNT, INSTEAD OF THE HOSPITAL SERVICE PLAN.

COUNCILMAN SANTORO SECONDED THE MOTION AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-H. COUNCILMAN ADDONIZIO PRESENTED AND MOVED RESOLUTION AUTHORIZING THE DIRECTOR OF FINANCE TO REFUND THE TOTAL SUM OF $150.00 TO FIVE INDIVIDUALS, WHICH SUMS WERE FINES IMPOSED BY THE MUNICIPAL COURT FOR SELLING FURNITURE ON SUNDAY, SAID CONVICTION HAVING BEEN REVERSED BY THE ESSEX COUNTY COURT.

THE MOTION WAS SECONDED BY COUNCILMAN COOPER AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-I. Councilman Melillo presented and moved RESOLUTION REQUESTING MAYOR LEO P. CARLIN TO ISSUE A PROCLAMATION DECLARING OCTOBER 12, 1959 TO BE A LEGAL HOLIDAY, TO BE COMMEMORATED BY APPROPRIATE EVENTS IN CELEBRATION OF THE DISCOVERY OF AMERICA.

The motion was seconded by Councilman Santoro and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-J. Councilman Melillo presented and moved RESOLUTION AUTHORIZING THE ISSUANCE OF SCHOOL PROMISSORY NOTES IN THE AMOUNT OF $100,000. TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED SEPTEMBER 18, 1957, "APPROPRIATING $3,053,000 FOR SCHOOL PURPOSES AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SUCH APPROPRIATION".

The motion was seconded by Councilman Turner and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-K. Councilman Cooper presented and moved RESOLUTION AUTHORIZING THE ISSUANCE OF SCHOOL PROMISSORY NOTES IN THE AMOUNT OF $800.00 TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED SEPTEMBER 21, 1955, "APPROPRIATING $200,000 FOR SCHOOL PURPOSES AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SUCH APPROPRIATION".

The motion was seconded by Councilman Gordon and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-L. Councilman Cooper presented and moved RESOLUTION AUTHORIZING THE ISSUANCE OF SCHOOL PROMISSORY NOTES IN THE AMOUNT OF $15,000. TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED SEPTEMBER 18, 1957, "APPROPRIATING $1,015,000 FOR SCHOOL PURPOSES AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SUCH APPROPRIATION".

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-M. Councilman Turner presented and moved RESOLUTION AUTHORIZING THE ISSUANCE OF SCHOOL PROMISSORY NOTES IN THE AMOUNT OF $230,200 TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED JULY 17, 1957, "APPROPRIATING $4,141,000 FOR SCHOOL PURPOSES AND

AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK, TO MEET SUCH APPROPRIATION".

The motion was seconded by Councilman Gordon and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro Turner, President Bontempo.

Councilman Addonizio stated it was interesting to note that the previous four resolutions and the three following resolutions involved an expenditure of approximately $20,000,000.00 for improvements of schools in the last four years. This was an indication that Council was not reluctant to vote for necessary expenditures for the furtherance of education.

7-R-n. Councilman Gordon presented and moved RESOLUTION AUTHORIZING THE ISSUANCE OF SCHOOL PROMISSORY NOTES IN THE AMOUNT OF $100,000. TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED OCTOBER 1, 1958, "APPROPRIATING $813,300 FOR SCHOOL PURPOSES AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SUCH APPROPRIATION".

The motion was seconded by President Bontempo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-o. Councilman Cooper presented and moved RESOLUTION AUTHORIZING THE ISSUANCE OF SCHOOL PROMISSORY NOTES IN THE AMOUNT OF $300,000. TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED SEPTEMBER 7, 1955, "APPROPRIATING $3,463,526.71 FOR SCHOOL PURPOSES AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SUCH APPROPRIATION'.

The motion was seconded by Councilman Turner and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-p. Councilman Turner presented and moved RESOLUTION AUTHORIZING THE ISSUANCE OF SCHOOL PROMISSORY NOTES IN THE AMOUNT OF $69,000 TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED OCTOBER 19, 1955, "APPROPRIATING $375,000 FOR SCHOOL PURPOSES AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SUCH APPROPRIATION".

The motion was seconded by Councilman Cooper and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-Q. COUNCILMAN ADDONIZIO PRESENTED AND MOVED RESOLUTION AUTHORIZING THE ISSUANCE OF SCHOOL PROMISSORY NOTES IN THE AMOUNT OF $100,000 TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED SEPTEMBER 15, 1954, "APPROPRIATING $744,000 FOR SCHOOL PURPOSES AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SUCH APPROPRIATION".

THE MOTION WAS SECONDED BY COUNCILMAN SANTORO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-R. PRESIDENT BONTEMPO PRESENTED AND MOVED RESOLUTION AUTHORIZING THE ISSUANCE OF SCHOOL PROMISSORY NOTES IN THE AMOUNT OF $385,000 TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED OCTOBER 1, 1952, "APPROPRIATING $4,715,885. FOR SCHOOL PURPOSES AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SUCH APPROPRIATION".

THE MOTION WAS SECONDED BY COUNCILMAN MELILLO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-S. COUNCILMAN MELILLO PRESENTED AND MOVED RESOLUTION AUTHORIZING THE ISSUANCE OF BOND ANTICIPATION NOTES IN THE AMOUNT OF $200,000 TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED JUNE 6, 1956, "APPROPRIATING $4,616,983.66 TO FINANCE IMPROVEMENTS TO THE WATER SUPPLY SYSTEM OF THE CITY OF NEWARK AND AUTHORIZING THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SAID BONDS".

THE MOTION WAS SECONDED BY COUNCILMAN GORDON AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

NO: COUNCILMAN CALLAGHAN.

7-R-T. COUNCILMAN TURNER PRESENTED AND MOVED EMERGENCY RESOLUTION APPROPRIATING $1,050.00 FOR OTHER EXPENSES "E" SERVICE BY CONTRACT OR AGREEMENT, OFFICE OF THE MAYOR AND AGENCIES, BOARD OF ADJUSTMENT; $900.00 FOR STENOGRAPHIC FEES DUE TO INCREASE OF COURT CASES, AND $150.00 FOR INCREASED NUMBER OF MAP CORRECTIONS.

THE MOTION WAS SECONDED BY PRESIDENT BONTEMPO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-u. Councilman Melillo presented and moved EMERGENCY RESOLUTION APPROPRIATING $6,084.00 FOR SALARIES AND WAGES, DEPARTMENT OF PUBLIC WORKS, BUREAU OF STREETS AND SIDEWALKS, FOR SALARIES FOR THREE ROLLER ENGINEERS, WHOSE SERVICES IT WAS CONTEMPLATED WOULD BE DISCONTINUED DURING WINTER MONTHS, AND FOUND TO BE NECESSARY IN OTHER DEPARTMENTS TO HANDLE OTHER SPECIALIZED EQUIPMENT.

The City Clerk read Staff Reports in connection with this resolution.

The motion was seconded by Councilman Turner and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-v. Councilman Turner presented and moved EMERGENCY RESOLUTION APPROPRIATING $100.00 FOR "SALARIES AND WAGES", DEPARTMENT OF REVENUE, DIVISION OF LICENSES, TO PROVIDE FUNDS FOR SALARY INCREMENT DUE PRINCIPAL ACCOUNT CLERK, NOT PROVIDED FOR IN 1959 BUDGET.

The motion was seconded by Councilman Cooper and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-w. Councilman Melillo presented and moved RESOLUTION APPROVING OFFER BY GEORGE MOSKOWITZ TO PURCHASE CITY-OWNED PROPERTY AT 9-11 STECHER STREET, BLOCK 3731A, LOT 5, FOR $2,300.00; AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR FINAL BIDS.

The motion was seconded by Councilman Turner and the roll being called, the resolution was adopted by the following votes:

Yes Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

Councilman Addonizio explained to the students seated in the audience, the procedure followed by the Council on sales of City property. He noted sales conducted by the Municipal Council had resulted in many hundreds of thousands of dollars being added to the City Treasury.

7-R-x. Councilman Cooper presented and moved EMERGENCY RESOLUTION APPROPRIATING $739.00 FOR "OTHER EXPENSES - 'B' SERVICE BY CONTRACT OR AGREEMENT", DEPARTMENT OF REVENUE, DIVISION OF ASSESSMENTS, TO PROVIDE FUNDS FOR APPEALS FILED WITH THE DIVISION OF TAX APPEALS ON THE ASSESSMENT OF THE PROPERTY OF FIVE RAILROAD COMPANIES IN THE CITY OF NEWARK, NOT PROVIDED FOR IN THE 1959 BUDGET.

The motion was seconded by Councilman Melillo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

7-R-Y. Councilman Melillo presented and moved EMERGENCY RESOLUTION APPROPRIATING $15,000.00 FOR "OTHER EXPENSES - 'C' MATERIALS AND SUPPLIES", DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF HEALTH, TO PROVIDE FUNDS DUE TO INCREASED CONSUMPTION OF DRUGS IN 1959 OVER 1958 AND THE USE OF NEWER TYPES OF DRUGS, NOT PROVIDED FOR IN 1959 BUDGET.

The motion was seconded by Councilman Cooper and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-Z. Councilman Addonizio presented and moved RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND AMOUNT OF $25.00 TO EDWARD MILES, 937 BROAD STREET, NEWARK; FINE PAID UPON CONVICTION BY MUNICIPAL COURT FOR VIOLATION OF SUNDAY CLOSING ORDINANCE, ESSEX COUNTY COURT HOLDING ORDINANCE INVALID.

The motion was seconded by Councilman Melillo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-AA. Councilman Cooper presented and moved RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND THE AMOUNT OF $15.00 TO WILLARD GELLER, 1601 WAINWRIGHT STREET, HILLSIDE, NEW JERSEY; DOUBLE PAYMENT MADE FOR TRAFFIC VIOLATION BECAUSE, THROUGH ERROR, SUMMONS SENT HIM AFTER PAYMENT HAD BEEN MADE.

The motion was seconded by Councilman Turner and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-AB. Councilman Addonizio presented and moved RESOLUTION AUTHORIZING THE DIRECTOR OF THE DEPARTMENT OF PUBLIC WORKS TO ENTER INTO A LEASE FOR THE CITY OF NEWARK, AS LANDLORD, WITH JOSEPH ARONOFF, INDIVIDUALLY AND TRADING AS KARP COHEN CENTRAL GLASS DEPOT, 232 CENTRAL AVENUE, NEWARK, AS TENANT, VACANT LOT AT 51-53 LOCK STREET, AT MONTHLY RENTAL OF $30.00, ON A MONTH TO MONTH TENANCY, COMMENCING OCTOBER 15, 1959.

The motion was seconded by Councilman Turner and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-ac. Councilman Cooper presented and moved Resolution authorizing the Business Administrator to enter into a contract with the Youth Development Clinic of Newark and Irvington to establish a child mental health program, for a period of two years, at $35,000 per year.

(Copy of resolution and communication from Mayor submitted to each Member of the Council)

The motion was seconded by Councilman Addonizio.

Councilman Addonizio pointed out this was another instance in which the Municipal Council was taking steps to prevent juvenile delinquency. He said he felt this was too long in coming but was happy to vote in favor of this appropriation. He felt the money spent will be paid back many times because of the number of children brought back to society.

Councilman Melillo said he was in full sympathy with this program but was of the opinion that this was a county responsibility. He felt this should be investigated thoroughly and the program should be operated on a County-wide basis. Councilman Melillo further pointed out he could foresee that within the next five to ten years the cost of a clinic such as this might amount in the millions. He added the County should be prevailed upon to enter into this project so that the expenses could be more equitably borne.

Councilman Cooper said there was a prime need for a clinic of this type and was sure it would be of great benefit to the City.

Councilman Gordon pointed out the only matter before the Council was to vote on this particular resolution and before the expiration of this two year contract there was time for exploration of the County entering into the picture as this program continues.

The roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-ad. Emergency Resolution appropriating $36,622.44 for "Salaries and Wages", Police Department, to provide funds to increase the police personnel by twenty-five employees, due to reorganization plan by Police Director, not provided for in 1959 budget.

(Copy of Director Weldon's reorganization plans submitted to each Member of the Council)

A motion to defer action on this resolution until proper resolutions are prepared for Council consideration and directing the City Clerk to invite Police Director Weldon to meet with the Council at their special conference October 27, 1959, to discuss this resolution, was made by Councilman Addonizio, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-ae. Councilman Gordon presented and moved RESOLUTION AUTHORIZING THE DIRECTOR OF THE DEPARTMENT OF HEALTH AND WELFARE TO EXECUTE A RELEASE OF CLAIM, UPON RECEIPT OF SUM OF $250.00 FROM ESTATE OF JAMES F. CONROY, IN SETTLEMENT OF MARTLAND MEDICAL CENTER SERVICES AMOUNTING TO $678.42.

The motion was seconded by Councilman Addonizio.

Councilman Brady said he was opposed to making any settlement unless it was made by a court decision.

The roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-af. Councilman Santoro presented and moved RESOLUTION APPROVING OFFER BY CENTRAL WARD, INC. TO PURCHASE CITY-OWNED PROPERTY AT 54 BROOKDALE AVENUE, BLOCK 4063, LOTS 40 AND 127, FOR $1,000.00; AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR FINAL BIDS.

(See Item 8-e in the minutes of the meeting)

The motion was seconded by Councilman Melillo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-ag. Councilman Melillo presented and moved EMERGENCY RESOLUTION APPROPRIATING $8,000.00 FOR "OTHER EXPENSES, B - SERVICE BY CONTRACT OR AGREEMENT", OFFICE OF THE MAYOR AND AGENCIES, MAYOR'S OFFICE, TO PROVIDE FUNDS FOR EXPENSES TO BE INCURRED RELATIVE TO ADVERTISING THE OBJECTIONS TO THE 15% PAY INCREASE REFERENDUM.

The motion was seconded by Councilman Gordon.

Councilman Callaghan said he was voting in the negative on this resolution. He was of the opinion that once the placing of the referendum on the ballot had been approved, the matter was no longer the jurisdiction of the Mayor and Governing Body. He added legislators and administrators should not participate in this question by using public funds to fight for or against a question.

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Councilman Brady was in agreement with the remarks of Councilman Callaghan but wished it clearly understood that his action on the resolution did not indicate his feelings on the issue. He said he did not intend, by implication, to disregard the mandate of the people and felt this was an issue to be decided by the people. Councilman Brady felt the Mayor should not be foreclosed from getting any information he desires to the people, but he would not permit his name to be used in conjunction with such advertisement. Councilman Brady said he was not "straddling the fence" and wished to state he was in favor of the increase for employees.

Councilman Cooper remarked because of the ambiguities in the law as to whether the action taken by the Council on the ordinance was mandatory for the Council and the Mayor and because many of the facts were not cleared up legally, she would abstain from voting on this resolution.

Councilman Addonizio pointed out the Council had voted to place the question of the salary increase on the ballot as a mandate from the people. He felt the Mayor has the right to ask the Governing Body for an appropriation to present his side of the case to the people. He added the city employees are raising money to advertise their side and the people of the City should be given as many facts as possible.

Councilman Santoro questioned the legality of the Council, under the Faulkner Act, to appropriate City funds to propagandize for or against any referendum. He noted there were several referenda on the ballot and questioned what would happen if the City began to appropriate funds urging the people to vote for or against these questions. He felt this was a prerogative of the individual citizen and it was not in order to appropriate funds for such a matter. He added it was not the responsibility of the Council to urge the people to vote for or against any question and in view of the fact this was a bad precedent he would vote no on this resolution.

Councilman Melillo replied while it is true there is no precedent for this action in the last five years under this form of government, there was a precedent under the Commission form of Government and recently in Jersey City. He said everyone on the Council would have to take a position on this question since they are looked to by the electorate for their feelings on this matter.

Councilman Melillo outlined the Council's action in placing this question on the ballot and added this might be one of the most important questions that has ever hit the City of Newark. He spoke at length on the effect the employee increase would have on business, home owners, and rentpayers.

Councilman Melillo said because of the provision for a flat 15% increase

this question was unfair, unjust and indefensible. He pointed out under the present plan those in the higher echelons would be getting a higher increase than those in the lower echelons.

Councilman Melillo was in favor of granting increases to conscientious Civil Service employees not receiving adequate salaries and he objected to the exclusion of members of labor unions and temporary employees from this question. He also added if the referendum was approved the City would have a moral obligation to consider increases for Board of Education, Museum and Library employees. Councilman Melillo said he would vote in favor of this resolution in order that all of the facts will be brought to the entire populace of the City.

Councilman Gordon remarked although he was voting in favor of this resolution, this was not an expression of his opinion that he was in agreement with the facts that the Mayor may present in his advertisements. He felt that as a legislator it was his responsibility to vote in the affirmative upon a request made for an appropriation by a member of Administration.

Councilman Cooper said the question of the legality of appropriating this money and the question of whether any such appropriation has been made previously, was not raised at the Council Conference yesterday and no objection was raised at the conference when the Mayor asked for this appropriation. She also said there was a question in her mind whether the Council has a right to appropriate money for this purpose.

Councilman Callaghan replied he was not present at the conference yesterday and if he were he would have voted against the resolution at that time. Councilman Callaghan remarked that under our present form of government petitions were presented to the City Clerk, who, upon investigation, determined this question should be placed on the ballot. He said everything had been done legally to present this matter to the public.

Councilman Callaghan spoke at great length about the "so-called exodus" of business from the City and pointed out that the question of taxes was far down the list in the minds of industry when they decided to settle in this City. He added he was, in general, opposed to referenda since he felt he was elected to make these kind of decisions. However, in this instance the petitions had been presented and the Council should let the public decide without using taxpayers money to advertise for or against the proposal.

President Bontempo spoke at length on the excellent Police Department in the City of Newark and on his efforts in the Police Department's behalf. He felt the policemen were entitled to at least $6,000.00 a year for patrolmen but he was of the opinion representatives of the Police and Fire Departments should have discussed their

raise with the Mayor and Council and could have avoided a great expenditure.

The roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Gordon, Melillo, Turner, President Bontempo.

No: Councilmen Callaghan, Santoro.

Not Voting: Councilman Cooper.

7-R-AH. Councilman Melillo presented and moved Resolution extending greetings and heartiest welcome to Rhode Island Governor, Christopher Del Sesto, upon his visit to the City of Newark on Tuesday, October 20, 1959, and requesting Mayor Carlin to display a sign on the front of the City Hall.

The motion was seconded by Councilman Santoro and the roll being called, the resolution was adopted by the following votes:

Yes: Councilman Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-AI. Councilman Brady presented and moved Resolution extending greetings and heartiest welcome to New Jersey Governor, Robert B. Meyner, upon his visit to the City of Newark on Friday, October 23, 1959, and requesting Mayor Carlin to display a sign on the front of the City Hall.

The motion was seconded by Councilman Santoro and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

MOTIONS.

7-M-A. Councilman Turner read a statement in which he noted the rental housing situation, particularly as it pertains to the underprivileged ethnic groups in our City, has steadily worsened since the ending of rent control. A contributing factor to this condition has been the dislocation of large numbers of families because of the redevelopment and low income housing projects.

We all realize that rent control powers lie exclusively in the State Legislature. The courts so decided when they declared our own municipal rent control ordinance of 1957 illegal. The Council has memorialized the Legislature and even the Congress of the United States to reenact such controls, particularly on a permissive basis in areas with critical housing shortages, of which Newark is certainly one. The City has had no success in these endeavors.

Councilman Turner said it is his belief that our City Government has sufficient powers within its legal structure to compel unprincipled landlords who are gouging their tenants by charging exorbitant rents for inferior dwellings, to correct

both their housing deficiencies and their rental charges. While the Negro is the primary target of these housing vultures, other ethnic groups, such as the Puerto Ricans, are also victimized.

Councilman Turner believed that the Tax Assessment Division should check the apartment houses and multiple-family dwellings that have been converted to victimize these underprivileged classes of our citizens and force their owners to pay on the values that they themselves have created.

Councilman Turner also pointed out we have on our books an ordinance entitled "Health and Sanitation Conditions Generally of Buildings". A vigorous inspection by our Inspection Division and prompt prosecution through our Law Department of violators of these sections of our Code, would do much to provide better living conditions for many of our people. Councilman Turner further stated he believed that our Redevelopment Authority should be directed to consider acquiring blighted areas and constructing lower middle-income housing units for these helpless victims of landlords' greed and housing shortages and that the City itself should consider advancing the necessary moneys to finance such projects. He thought the Council should use its powers under our form of Government to take the lead in these matters.

Councilman Turner therefore moved that this Council request a meeting with the Mayor, the City Administrative officers concerned in the problem and a committee of the Real Estate Board, to take vigorous action on this problem.

The motion was seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-M-b. Councilman Cooper moved that meetings be arranged at least semi-annually between the Council, Mayor, members of the Board of Education, Secretary of the Board of Education and the Superintendent of Schools, for the purpose of discussing problems of common interest to both groups and to the people of the City of Newark.

The motion was seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

Councilman Cooper said she understands that the Board of Education is an autonomous body and such meeting would have to be by invitation, but she felt these meetings would solve many questions.

7-M-c. Councilman Cooper stated last Friday, the Newark City Council was made aware of an offer by private builders to develop the Penn Plaza Area in line with the Stonorov Report. She said to her it is the best and soundest proposal for large scale redevelopment she has heard of.

Councilman Cooper moved that the Council direct the President to appoint three committees for immediate study of all segments of the Gilbane-Weinstein proposal.

1. A committee to study and report on the utilities changes necessary to effectuate the total redevelopment.
2. A committee to determine the costs and advise this Council if we can proceed with this development on our own or whether we must wait for the Federal Government approval and assistance.
3. A committee to study the immediate amount and loss of ratables and report on the probability of relocation of such ratables.

The motion was seconded by Councilman Addonizio.

Councilman Callaghan stated he can see the necessity for this study, but was of the opinion there should not be three separate committees. He felt the entire plan should be studied by the Council as a Whole.

The roll being called, the motion was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

No: Councilman Callaghan.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-A. The City Clerk presented offer from James J. Correnty, 922 South Orange Avenue, Newark, received September 23, 1959, to lease parcel of vacant land to rear of his property.

A motion to defer action on this offer was made by Councilman Santoro, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-B. The City Clerk presented communication from Business Administrator Rinaldi, received September 25, 1959, enclosing proposed "Ordinance to amend Section 8.194 of the Revised Ordinances of the City of Newark, 1951, as amended, regulating and

LICENSING THE OPERATION OF MERRY-GO-ROUNDS, WHIPS, AND OTHER SIMILAR DEVICES MOUNTED ON AUTOMOBILE CHASSIS".

(This ordinance would include regulation of merry-go-rounds on private as well as public places; prohibit riders in the cab of the vehicle; and control and regulate the speed when the device is mounted on an automobile)

(Copy of ordinance submitted to each Member of the Council)

A motion to amend this ordinance by inserting in Section 1 (b) the words "or his duly authorized and qualified agent"; further directing the City Clerk to place this ordinance, as amended, on the October 21, 1959 Calendar of the Municipal Council, for first reading, was made by Councilman Melillo, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-c. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED SEPTEMBER 25, 1959, ENCLOSING PROPOSED "ORDINANCE APPROPRIATING $4,094.00 FROM CAPITAL IMPROVEMENT FUND-WATER UTILITY CAPITAL ACCOUNT - FOR CONVEYANCE OF PROPERTY SITUATED PARTLY IN THE TOWNSHIP OF LITTLE FALLS, AND PARTLY IN THE BOROUGH OF WEST PATERSON, COUNTY OF PASSAIC, STATE OF NEW JERSEY".

(The preparation of this ordinance was authorized by Resolution No. 7-R-v adopted by the Municipal Council September 2, 1959, accepting offer of the Passaic Valley Water Commission to convey to the City of Newark the property described there- in)

(Copy of ordinance submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the October 21, 1959 Calendar of the Municipal Council, for first reading, was made by Councilman Gordon, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-d. The City Clerk presented COMMUNICATION FROM HIS HONOR, MAYOR LEO P. CARLIN, RECEIVED SEPTEMBER 28, 1959, NOMINATING S. WESCOTT TOOLE AS A MEMBER OF THE PARKING AUTHORITY OF THE CITY OF NEWARK, FOR A TERM OF FIVE YEARS, EFFECTIVE OCTOBER 20, 1959.

Councilman Melillo moved to concur in the nomination of S. Wescott Toole as a Member of the Parking Authority of the City of Newark, for a term of five years, effective October 20, 1959.

Councilman Turner seconded the motion.

President Bontempo: Will the Council confirm the nomination?

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The nomination is confirmed.

8-E. The City Clerk presented Communication from Walter A. Beers, 744 Broad Street, Newark, N. J., received September 24, 1959, submitting an offer on behalf of Central Ward, Inc., to purchase City-owned landlocked property at 54 Brookdale Avenue, Block 4063, Lots 40 and 127, for the sum of $1,000.00.

(For action on this matter see item 7-R-af, Page 22, in the minutes of this meeting)

8-F. The City Clerk presented Communication from Central Planning Board, received September 20, 1959, informing Municipal Council that they have adopted a motion concurring in Council's recommendation that the entire block opposite the Pennsylvania Railroad be named "Basilone Square".

A motion that this communication be received and placed on file was made by Councilman Santoro, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

9-A. Communication from Business Administrator Rinaldi, received August 27, 1959, enclosing proposed "Ordinance appropriating $75,000.00 from Capital Improvement Fund for improvements at Branch Brook Parking Area".

(Council met with Mayor and Business Administrator September 22, 1959)

(Copy of ordinance submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the October 21, 1959 Calendar of the Municipal Council, for first reading, was made by Councilman Melillo, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

9-B. Communication from Business Administrator Rinaldi, received August 27, 1959, enclosing proposed "Ordinance prohibiting carhop food and beverage service during hours 11:00 P. M. to 7:00 A. M., supplementing Article XII, Chapter 8, Revised

ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951".

(Council met with Mayor, Business Administrator and Police Director Weldon September 22, 1959)

(Copy of ordinance submitted to each Member of the Council)

A motion to amend the ordinance by changing the hour from 11:00 P. M. to 12:00 Midnight and directing the City Clerk to place the ordinance, as amended, on the October 21st, 1959 Calendar of the Municipal Council, for first reading, was made by Councilman Addonizio, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

9-c. COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED AUGUST 27, 1959, SUBMITTING OFFER FROM JOHN J. CLANCY, ESQ. TO PURCHASE CITY-OWNED LANDS IN TOWNSHIPS OF BERKELEY AND MANCHESTER FOR $7,500.00.

(Report from Director Hunt and correspondence between Mr. Clancy and Corporation Counsel Torppey)

(Report from Corporation Counsel)

A motion to defer further action on this matter was made by Councilman Gordon, seconded by President Bontempo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

9-d. COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED AUGUST 27, 1959, ENCLOSING PROPOSED "ORDINANCE RELATING TO HEALTH AND SANITATION CONDITIONS GENERALLY OF BUILDINGS AND PROVIDING ALSO FOR THE REGULATION AND LICENSING OF ROOMING HOUSES; REPEALING THE EXISTING SECTIONS 15.524 TO 15.537, INCLUSIVE, OF ARTICLE XI OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, 1951 AS AMENDED AND SUPPLEMENTED, AND CREATING NEW SECTIONS 15.524 TO 15.537, INCLUSIVE, UNDER ARTICLE XI AFORESAID, IN LIEU OF THE REPEALED SECTIONS".

(This ordinance regulates health and sanitary conditions as to buildings generally and provides for the regulation and licensing of rooming houses)

(Copy of ordinance submitted to each Member of the Council)

A motion to defer further action on this ordinance was made by Councilman Gordon, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

9-E. COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED AUGUST 27, 1959, ENCLOSING PROPOSED "ORDINANCE RELATING TO DRAINAGE OF ROOFS OF BUSINESS BUILDINGS".

(COPY OF ORDINANCE SUBMITTED TO EACH MEMBER OF THE COUNCIL)

A MOTION TO DEFER ACTION ON THIS ORDINANCE WAS MADE BY COUNCILMAN GORDON, SECONDED BY COUNCILMAN ADDONIZIO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

9-F. COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED AUGUST 27, 1959, ENCLOSING PROPOSED "ORDINANCE RELATING TO FURNISHING AND MAINTAINING MIMIMUM HEAT IN CERTAIN BUSINESS BUILDINGS".

(COPY OF ORDINANCE SUBMITTED TO EACH MEMBER OF THE COUNCIL)

A MOTION TO DEFER ACTION ON THIS ORDINANCE WAS MADE BY COUNCILMAN GORDON, SECONDED BY COUNCILMAN ADDONIZIO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

9-G. COMMUNICATION FROM CITY CLERK ENCLOSING PROPOSED "ORDINANCE AMENDING SUB-SECTION 1, ADDITIONAL USE REGULATIONS, PARAGRAPH A., SUB-PARAGRAPH (1) OF SEC. 36.16, OF CHAPTER 36, ZONING, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED AND SUPPLEMENTED".

(THIS ADDS TO PARAGRAPH A (1) THE REQUIREMENTS TO APPLY TO THE BOARD OF ADJUSTMENT FOR PERMISSION TO CREATE PARKING AREAS OF ANY KIND)

(COPY OF ORDINANCE SUBMITTED TO EACH MEMBER OF THE COUNCIL)

A MOTION TO WITHDRAW THIS ORDINANCE UNTIL ADMINISTRATION CAN FURTHER DISCUSS THIS MATTER WITH THE COUNCIL WAS MADE BY COUNCILMAN TURNER, SECONDED BY COUNCILMAN ADDONIZIO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

9-H. COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED AUGUST 27, 1959, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 9.3 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951".

(THIS PROPOSED AMENDMENT WOULD PERMIT THE CITY TO CHARGE AMBULANCE SERVICE TO PATIENTS WHO ARE TRANSPORTED TO ANY HOSPITAL, INCLUDING MARTLAND MEDICAL CENTER)

(COPY OF ORDINANCE SUBMITTED TO EACH MEMBER OF THE COUNCIL)

A motion to defer action on this ordinance was made by Councilman Addonizio, seconded by Councilman Turner and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

NEW BUSINESS ON THE CALENDAR.

10-A. COUNCILMAN TURNER'S PROPOSAL REQUESTING THE COUNCIL TO GIVE CONSIDERATION TO THE ADOPTION OF AN ORDINANCE FOR INITIATION REFERENDUM TO ELECT CITY MAGISTRATES AND MEMBERS OF THE BOARD OF EDUCATION.

(Copy submitted to each Member of the Council)

Councilman Turner moved the adoption of this proposal.

There was no second to the motion.

Councilman Santoro moved that this proposal be referred to the Council as a Whole for consideration at their special conference October 27, 1959. The motion was seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

MISCELLANEOUS.

11-A. The City Clerk reported the following Bingo and Raffles Licenses were issued from September 14, 1959 to October 2, 1959:

BINGO LICENSES

LICENSEE	LICENSE NUMBER
Newark Auxiliary of the Essex County Rescue	1409 (Amended)
Newark Moose Lodge #237	1443 (Amended)
Congregation Ahavath Israel	1446 (Amended)
Congregation Ahavas Sholom	1448 (Amended)
Congregation Chevra Anshe Lubovitz	1449 (Amended)
Cathedral of Sacred Heart	1510 (Amended)
Essex County Rescue Squad	1562 (Amended)
Polish Falcons of America - Nest #104	1677 (Amended)
St Peter's Chapel	1688
St. Charles Borromeo Church	1689
St. Thomas Aquinas Church	1690

RAFFLES LICENSES

LICENSEE	LICENSE NUMBER
Temple B'nai Jeshurun	1687
Society of the Sacred Heart of St. Francis Xavier Church	1691

October 7, 1959

RAFFLES LICENSES (Continued)

LICENSEE	LICENSE NUMBER
St. Francis Xavier Memorial Post #1187	1692
St. Bridget's Roman Catholic Church	1693
Women's American Ort-Stuyvesant Chapter	1694
St. Rocco's Third Order of St. Francis	1695
St. Cataldo's Society of St. Rocco's Church	1696
Newark Lodge #174, Order of Brith Sholom	1697
St. Peter's Chapel	1698
St. Michael's Russian Orthodox	1699
Benedictine Mothers' League	1700
Greater Cornerstone Baptist Church	1701
Young Men's Hebrew Club of Newark, N. J.	1702
United Hebrew Service Auxiliary	1703
Guild for Jewish Children	1706

A motion to concur in the report was made by Councilman Brady, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

ADJOURNMENT.

12. A motion to adjourn this meeting was made by Councilman Brady, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

This meeting adjourned at 11:30 P. M.

APPROVED:

Harry S. Reichenstein
City Clerk

Michael A. Bontempo
President

A

NEWARK, NEW JERSEY, OCTOBER 21, 1959

A REGULARLY SCHEDULED MEETING OF THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, WAS HELD ON THE ABOVE DATE IN THE COUNCIL CHAMBER, CITY HALL, NEWARK, NEW JERSEY, AT 8:25 P.M.

THE AUDIENCE AROSE FOR THE NATIONAL ANTHEM.

THE PRAYER WAS OFFERED BY REVEREND WILLIAM P. HAYES, BETHANY BAPTIST CHURCH.

PRESIDENT BONTEMPO CALLED THE MEETING TO ORDER AND ASKED FOR ROLL CALL.

PRESENT: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO, CITY CLERK HARRY S. REICHENSTEIN, CLERK OF THE COUNCIL; SERGEANT RICHARD VILLEE, SERGEANT-AT-ARMS.

ABSENT: COUNCILMAN TURNER.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

4-A. THE CITY CLERK PRESENTED REPORT OF MAYORS' WELFARE REVIEW COMMITTEE, DATED SEPTEMBER 30, 1959, SUBMITTED BY DIRECTOR OF WELFARE OWEN A. MALADY.

A MOTION THAT THE REPORT BE RECEIVED WAS MADE BY COUNCILMAN ADDONIZIO, SECONDED BY COUNCILMAN SANTORO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

4-B. THE CITY CLERK PRESENTED BUDGETARY STATEMENT SHOWING CONDITION OF ACCOUNTS ENDING SEPTEMBER 30, 1959, SUBMITTED BY DIRECTOR OF FINANCE.

A MOTION THAT THE BUDGETARY STATEMENT BE RECEIVED AND PLACED ON FILE WAS MADE BY PRESIDENT BONTEMPO, SECONDED BY COUNCILMAN MELILLO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

4-C. THE CITY CLERK PRESENTED REPORT OF IVY HAVEN NURSING HOME, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTH OF SEPTEMBER, 1959.

A MOTION THAT THE REPORT BE RECEIVED AND PLACED ON FILE WAS MADE BY COUNCILMAN COOPER, SECONDED BY COUNCILMAN GORDON AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

4-D. THE CITY CLERK PRESENTED COPY OF DIGEST OF MINUTES OF MEETING OF BOARD OF ADJUSTMENT HELD SEPTEMBER 29, 1959.

A MOTION THAT THE DIGEST OF MINUTES BE RECEIVED WAS MADE BY COUNCILMAN SANTORO, SECONDED BY COUNCILMAN BRADY AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

4-e. The City Clerk presented REPORT OF DIVISION OF BUILDINGS, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTH OF SEPTEMBER, 1959.

A motion that the Report be received and placed on file was made by Councilman Santoro, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

4-f. The City Clerk presented REPORT OF MUNICIPAL COURT, PARTS 1, 2, 5 AND 6, FOR THE MONTH OF SEPTEMBER, 1959.

A motion that the Report be received and placed on file was made by Councilman Gordon, seconded by President Bontempo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

4-g. The City Clerk presented COPY OF MINUTES OF MEETING OF PASSAIC VALLEY SEWERAGE COMMISSION HELD SEPTEMBER 10, 1959.

A motion that the Minutes be received was made by Councilman Melillo, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

4-h. The City Clerk presented REPORT OF CITY CLERK, FOR THE MONTH OF SEPTEMBER, 1959.

A motion that the Report be received and placed on file was made by Councilman Brady, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

PENDING BOARD OF ADJUSTMENT APPLICATIONS.

4-a-1. The City Clerk read APPLICATION OF GUS PATRICCO (JACKSON STREET GARAGE, OWNER); FOR THE ESTABLISHMENT OF AN AUTOMOBILE REPAIR SHOP INCLUDING OPERATION OF A GENERAL TRUCKING BUSINESS IN A 2ND INDUSTRIAL DISTRICT; ON PREMISES 57-59 JACKSON STREET; SUCH USE TO BE LIMITED TO THE PERIOD ENDING FIVE YEARS FROM DATE HEREOF.

(Vote of Board of Adjustment 4-0. No objectors)

(Public Hearing closed)

A motion to concur in the recommendations of the Board of Adjustment was made by Councilman Melillo, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Melillo, Santoro, President Bontempo.

No: Councilman Gordon.

4-A-2. The City Clerk read APPLICATION OF H. SCHULTZ & SON, OWNER UNDER CONTRACT TO PURCHASE; FOR THE STORAGE AND DISTRIBUTION OF OFFICE COPY MACHINES, INCLUDING SALES AND GENERAL OFFICE IN A 3RD RESIDENCE DISTRICT; ON PREMISES 338 LAFAYETTE STREET.

(Vote of Board of Adjustment 3-1. 34 objectors)

(Public Hearing closed)

The City Clerk read into the record communication received from James P. Lordi, attorney for the applicant, requesting the withdrawal of this application. The City Clerk pointed out the only action the Municipal Council could take was to approve or reject the application.

Councilman Callaghan asked Norman J. Muller, Secretary of the Board of Adjustment, if request for withdrawal had been sent to the Board of Adjustment and Mr. Muller replied in the negative.

Councilman Callaghan questioned whether this application had been denied before and Mr. Muller replied an application made by another applicant was approved by the Board of Adjustment and rejected by the Municipal Council.

After further questioning by Councilman Callaghan, Mr. Muller informed the Council that an applicant cannot appear on an application that has been denied until a period of at least six months has elapsed.

A motion to reject this application was made by Councilman Gordon, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

BOARD OF ADJUSTMENT APPLICATIONS.

4-A-3. The City Clerk read APPLICATION OF DOMINICK D. RICIGLIANO, OWNER; FOR THE ADDITION OF A TWO-BAY LUBRITORIUM TO AN EXISTING GASOLINE STATION EXCEEDING THE FRONT YARD REQUIREMENTS IN A 3RD RESIDENCE DISTRICT; ON PREMISES 106-108 PARK AVENUE; SUCH USE TO BE LIMITED TO THE PERIOD ENDING TEN YEARS FROM DATE HEREOF.

(Vote of Board of Adjustment 3-1. No objectors)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and defer further action on this application was made by Councilman Melillo, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, President Bontempo.

COUNCILMAN TURNER TOOK HIS SEAT AT THIS POINT.

4-A-4. The City Clerk read APPLICATION OF ARKA WOOD CRAFT (EST. OF MOSES KASTNER, OWNER); FOR RENEWAL OF PERMIT FOR CABINET-MAKING SHOP IN A 2ND BUSINESS DISTRICT; ON PREMISES 279 SPRINGFIELD AVENUE; SUCH USE TO BE LIMITED TO THE PERIOD OF FIVE YEARS ENDING OCTOBER 8, 1964.

(vote of Board of Adjustment 4-0. No objectors)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Ajdustment was made by Councilman Turner, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-A-5. The City Clerk read APPLICATION OF JOHN & BERTHA NITKEWICZ, OWNERS; FOR THE ERECTION OF A SPLIT-LEVEL, 1-FAMILY DWELLING IN A 1ST RESIDENCE DISTRICT; ON PREMISES 651-653 HIGHLAND AVENUE.

(Vote of Board of Adjustment 4-0. No objectors)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Melillo, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-A-6. The City Clerk read APPLICATION OF BROAD CHECK CASHERS, INC., OWNER UNDER CONTRACT TO PURCHASE; FOR THE CONVERSION OF A PORTION OF THE 1ST FLOOR OF A DWELLING TO BE USED FOR CHECK CASHING OFFICE, INCLUDING FRONT ADDITION TO BUILDING IN A 4TH RESIDENCE DISTRICT; ON PREMISES 260 BROAD STREET.

(Vote of Board of Adjustment 4-0. 1 objector)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Brady, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-A-7. The City Clerk read APPLICATION OF GRASSMAN-BLAKE (HENRY M. KLEPP, OWNER); FOR

THE MANUFACTURING OF JEWELRY IN A 2ND RESIDENCE DISTRICT; ON PREMISES 782-784 SOUTH 18TH STREET (2ND FLOOR).

(VOTE OF BOARD OF ADJUSTMENT 4-0. 11 OBJECTORS)

THE CITY CLERK CALLED FOR THOSE DESIRING TO BE HEARD ON THE APPLICATION TO APPROACH THE RAIL, GIVE HIS NAME AND ADDRESS AND BE HEARD.

NO ONE APPEARING, A MOTION TO CLOSE THE HEARING AND DEFER FURTHER ACTION ON THIS APPLICATION TO THE NOVEMBER 4, 1959 MEETING OF THE MUNICIPAL COUNCIL, WAS MADE BY COUNCILMAN ADDONIZIO, SECONDED BY COUNCILMAN SANTORO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

REPORTS OF COMMITTEES.

5-A. COUNCIL COMMITTEE TO STUDY THE FAULKNER ACT.

(COUNCILMEN SANTORO, BRADY, CALLAGHAN)

CHAIRMAN SANTORO REPORTED PROGRESS.

A MOTION TO ACCEPT THE REPORT WAS MADE BY COUNCILMAN GORDON, SECONDED BY COUNCILMAN TURNER AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

5-B. COUNCIL STUDY COMMITTEE FOR REVISION AND AMENDMENT OF THE CODE.

(COUNCILMEN GORDON, ADDONIZIO, COOPER)

CHAIRMAN GORDON REPORTED PROGRESS.

A MOTION TO ACCEPT THE REPORT WAS MADE BY COUNCILMAN BRADY, SECONDED BY COUNCILMAN SANTORO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

5-F. COUNCIL COMMITTEE TO STUDY REGULATIONS AND PROCEDURES FOR EMPLOYEES.

(COUNCILMEN SANTORO, COOPER, MELILLO)

CHAIRMAN SANTORO REPORTED PROGRESS.

A MOTION TO ACCEPT THE REPORT WAS MADE BY COUNCILMAN GORDON, SECONDED BY COUNCILMAN TURNER AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

5-G. COUNCIL COMMITTEE TO STUDY POSSIBILITY OF BROADENING TAX REVENUE AND NEW SOURCE OF REVENUE.

(COUNCILMEN MELILLO, CALLAGHAN, COOPER)

Chairman Melillo reported progress.

A motion to accept the report was made by Councilman Addonizio, seconded by Councilman Turner and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-H. COUNCIL COMMITTEE TO STUDY THE CIVILIAN DEFENSE SET-UP.

(Councilmen Addonizio, Cooper, Gordon)

Chairman Addonizio reported progress.

A motion to accept the report was made by Councilman Turner, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-I. COUNCIL COMMITTEE TO STUDY AND RECOMMEND A POLICY RELATIVE TO CELEBRATION OF HOLIDAY EXPENDITURES.

(Councilmen Melillo, Calllaghan, Cooper)

Chairman Melillo reported progress.

A motion to accept the report was made by Councilman Santoro, seconded by Councilman Turner and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-L. COUNCIL COMMITTEE OF THE WHOLE TO EXAMINE THE FEASIBILITY OF CONSTRUCTING A SPORTS ARENA IN NEWARK.

President Bontempo reported progress.

A motion to accept the report was made by Councilman Turner, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-M. COUNCIL COMMITTEE TO REVIEW THE TAXICAB ORDINANCE.

(Councilmen Turner, Addonizio, Santoro)

Chairman Turner reported progress.

A motion to accept the report was made by Councilman Cooper, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-N. COUNCIL COMMITTEE TO STUDY ALL PHASES OF RELIEF.

(Councilmen Addonizio, Cooper, Melillo)

Chairman Addonizio reported progress.

A motion to accept the report was made by Councilman Santoro, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-o. President Bontempo appointed the following COUNCIL COMMITTEE TO STUDY THE PENN PLAZA PROPOSAL, Councilman Cooper, Chairman, to consist of the following sub-committees:

A. Utility changes necessary.

Councilmen Cooper, Bontempo, Melillo.

B. Fiscal advisory study.

Councilmen Cooper, Addonizio, Gordon.

C. Ratable and relocation study.

Councilmen Cooper, Santoro, Turner.

Councilman Cooper, Chairman, announced a meeting of the entire Committee will be held Thursday, October 29, 1959, at 10:00 A. M., in the Council Conference Room.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Bontempo called for ordinances on first reading.

6-F-a. The City Clerk read AN ORDINANCE LICENSING AND REGULATING FOOD CATERERS AS TO OFF-OWN PREMISES SERVICE, AND SUPPLEMENTING CHAPTER 8 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951.

(Copy of ordinance submitted to each Member of the Council)

(Staff Report)

(Council to meet with License Commissioner Verniero October 27, 1959)

A motion to defer action on this ordinance to the November 4, 1959 meeting of the Municipal Council to permit the Council to meet with License Commissioner Verniero October 27, 1959 to discuss this ordinance, was made by Councilman Santoro, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

6-F-b. The City Clerk read AN ORDINANCE PROVIDING FOR THE VACATION, RELEASE AND EXTINGUISHMENT OF THE PUBLIC RIGHTS OF AND IN THE FOLLOWING STREETS AS LAID OUT ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES:

ALL THAT PART OF AVENUE L, AS LAID OUT 75 FEET IN WIDTH, EXTENDING FROM THE NORTHWESTERLY LINE OF STATE HIGHWAY ROUTES 1 AND 9 TO THE SOUTHERLY LINE OF MC GREGOR AVENUE AND 30 FEET, MORE OR LESS, IN WIDTH ALONG THE EASTERLY LINE OF BERLIN STREET, EX-

TENDING FROM THE NORTHERLY LINE OF MC GREGOR AVENUE 20 FEET, MORE OR LESS, NORTHERLY TO LANDS OF THE NEWARK AND NEW YORK RAILROAD;

ALL THAT PART OF MC GREGOR AVENUE, AS LAID OUT 80 FEET IN WIDTH, EXTENDING FROM BERLIN STREET TO THE NORTHWESTERLY LINE OF STATE HIGHWAY ROUTES 1 AND 9;

ALL THAT PART OF THREE UNNAMED STREETS, AS EACH IS LAID OUT 60 FEET IN WIDTH, LYING BETWEEN ST. CHARLES STREET AND MC GREGOR AVENUE AND EXTENDING FROM BERLIN STREET TO THE NORTHWESTERLY LINE OF STATE HIGHWAY ROUTES 1 AND 9.

(Copy of ordinance submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to defer further action on this ordinance to the November 4, 1959 meeting of the Municipal Council in order to straighten out some of the easement problems that exist in this area, was made by Councilman Melillo, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

6-F-c. The City Clerk read AN ORDINANCE TO AMEND SECTION 8.194.1 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, 1951, AS AMENDED, REGULATING AND LICENSING THE OPERATION OF MERRY-GO-ROUNDS, WHIPS, AND OTHER SIMILAR DEVICES MOUNTED ON AUTOMOBILE CHASSIS.

(This ordinance would include regulation of merry-go-rounds on private as well as public places; prohibit riders in the cab of the vehicle; and control and regulate the speed when the device is mounted on an automobile)

(Copy of ordinance submitted to each Member of the Council)

The City Clerk stated this ordinance was amended as requested by the Municipal Council.

A motion to adopt the ordinance on first reading was made by Councilman Melillo, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 4, 1959.

6-F-d. The City Clerk read AN ORDINANCE APPROPRIATING $4,094.00 FROM CAPITAL IMPROVEMENT FUND - WATER UTILITY CAPITAL ACCOUNT - FOR CONVEYANCE OF PROPERTY SITUATED PARTLY IN THE TOWNSHIP OF LITTLE FALLS, AND PARTLY IN THE BOROUGH OF WEST PATERSON, COUNTY OF

PASSAIC, STATE OF NEW JERSEY.

(COPY OF ORDINANCE SUBMITTED TO EACH MEMBER OF THE COUNCIL)

A MOTION TO ADOPT THE ORDINANCE ON FIRST READING WAS MADE BY COUNCILMAN COOPER, SECONDED BY PRESIDENT BONTEMPO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

PRESIDENT BONTEMPO: THE YESES ARE NINE AND THE NOES ARE NONE. THIS ORDINANCE IS DECLARED ADOPTED ON FIRST READING AND THE CITY CLERK IS HEREBY AUTHORIZED AND DIRECTED TO ADVERTISE SAID ORDINANCE AND GIVE PUBLIC NOTICE OF ITS INTRODUCTION AND PASSAGE ON FIRST READING AS PROVIDED BY LAW. THIS ORDINANCE WILL COME UP FOR A PUBLIC HEARING AND BE CONSIDERED FOR FURTHER ACTION ON NOVEMBER 4, 1959.

6-F-E. THE CITY CLERK READ AN ORDINANCE APPROPRIATING $75,000.00 FROM CAPITAL IMPROVEMENT FUND FOR IMPROVEMENTS AT BRANCH BROOK PARKING AREA.

(COUNCIL MET WITH MAYOR AND BUSINESS ADMINISTRATOR SEPTEMBER 22, 1959)

(COPY OF ORDINANCE SUBMITTED TO EACH MEMBER OF THE COUNCIL)

A MOTION TO ADOPT THE ORDINANCE ON FIRST READING WAS MADE BY COUNCILMAN MELILLO, SECONDED BY COUNCILMAN BRADY AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

NO: COUNCILMAN ADDONIZIO.

PRESIDENT BONTEMPO: THE YESES ARE EIGHT AND THE NO IS ONE. THIS ORDINANCE IS DECLARED ADOPTED ON FIRST READING AND THE CITY CLERK IS HEREBY AUTHORIZED AND DIRECTED TO ADVERTISE SAID ORDINANCE AND GIVE PUBLIC NOTICE OF ITS INTRODUCTION AND PASSAGE ON FIRST READING AS PROVIDED BY LAW. THIS ORDINANCE WILL COME UP FOR A PUBLIC HEARING AND BE CONSIDERED FOR FURTHER ACTION ON NOVEMBER 4, 1959.

6-F-F. THE CITY CLERK READ AN ORDINANCE PROHIBITING CARHOP FOOD AND BEVERAGE SERVICE DURING HOURS 12:00 P.M. TO 7:00 A.M., SUPPLEMENTING ARTICLE XII, CHAPTER 8, REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951.

(COPY OF ORDINANCE SUBMITTED TO EACH MEMBER OF THE COUNCIL)

(COUNCIL MET WITH MAYOR, BUSINESS ADMINISTRATOR AND POLICE DIRECTOR WELDON SEPTEMBER 22, 1959)

THE CITY CLERK STATED THIS ORDINANCE WAS AMENDED AS REQUESTED BY THE MUNICIPAL COUNCIL.

A MOTION TO ADOPT THE ORDINANCE ON FIRST READING WAS MADE BY COUNCILMAN COOPER, SECONDED BY COUNCILMAN ADDONIZIO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO,

Turner, President Bontempo.

President Bontempo: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 4, 1959.

6-F-G. The City Clerk read AN ORDINANCE PROVIDING FOR THE VACATION, RELEASE AND EXTINGUISHMENT OF THE PUBLIC RIGHTS, IF ANY, OF AND IN THAT PART OF ELM STREET, AS LAID OUT 43 FEET IN WIDTH, MORE OR LESS, ON A MAP ENTITLED "MAP OF PROPERTY OF THE LATE GENERAL THOMAS WARD, DEC., IN THE VTH WARD OF THE CITY OF NEWARK", EXTENDING FROM MADISON STREET TO MONROE STREET.

(Approved by Central Planning Board)

(Copy of ordinance submitted to each Member of the Council)

A motion to defer further action on this ordinance to the November 4, 1959 meeting of the Municipal Council, was made by President Bontempo, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

PUBLIC HEARING ON ORDINANCES AS ADVERTISED.

6-PH-A. The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, this being the date and time set therefor.

AN ORDINANCE GRANTING PERMISSION TO THE LEHIGH VALLEY RAILROAD COMPANY, A CORPORATION OF THE STATE OF PENNSYLVANIA, TO CONSTRUCT, OPERATE AND MAINTAIN A SINGLE TRACK FREIGHT SIDING AT GRADE ACROSS DOREMUS AVENUE FROM A POINT TWO THOUSAND SEVEN HUNDRED AND ELEVEN (2,711.0) FEET NORTH OF THE CENTER LINE OF WILSON AVENUE ON THE EAST PROPERTY LINE OF DOREMUS AVENUE TO A POINT TWO THOUSAND SEVEN HUNDRED AND NINETY NINE (2,799.0) FEET NORTH OF THE CENTER LINE OF WILSON AVENUE ON THE WEST PROPERTY LINE OF DOREMUS AVENUE.

Be it Ordained by the Municipal Council of the City of Newark, New Jersey.

Section 1. That permission be and the same is hereby granted to the Lehigh Valley Railroad Company to construct, operate and maintain a single track freight siding at grade across Doremus Avenue from a point two thousand seven hundred and eleven (2,711.0) feet north of the center line of Wilson Avenue on the east property line of Doremus Avenue to a point two thousand seven hundred and ninety nine (2,799.0) feet north of the center line of Wilson Avenue on the west property line of Doremus Avenue as indi-

cated on plan D 1007007 of the Lehigh Valley Railroad Company, New York Division, Bay Shore Connecting Railroad, dated July 16, 1959. Subject to applicable New Jersey statutes.

Section 2. That said permission be and the same is hereby given upon the condition and provisions that the newly installed single track freight siding shall be removed within ninety (90) days after the receipt by the said Lehigh Valley Railroad Company, or their successors, of notice from the City of Newark ordering the discontinuance of said single track freight siding; and upon further condition and provision that the said single track freight siding shall be changed in grade to correspond to any changes that may be made in the grade of Doremus Avenue, and upon the still further condition, that the area between the rails and alongside, shall, if directed by the Chief Engineer, be paved with new granite block pavement on a concrete foundation with asphalt and sand-filled joints; or other approved type of pavement; and that a watchman with proper signals shall be stationed at the crossing whenever necessary to give warning of the passing of cars or locomotives.

Section 3. That the said permission is given upon the further condition that the said Lehigh Valley Railroad Company, shall, at their own expense, make all changes in the pavement, curb and sidewalk, including alterations to any utilities, either public or private, made necessary by the installation of said single track freight siding at grade to the satisfaction of the Director of the Department of Public Works.

Section 4. That the said Lehigh Valley Railroad Company shall suspend traffic over the proposed single track freight siding and shall fully cooperate with the Department of Public Works at and during such times when the Department of Public Works shall be required to make repairs to sewer and water facilities and the said Lehigh Valley Railroad Company, shall assume full responsibility for the maintenance of the single track siding and road bed at the location of said facilities of the Department of Public Works, said maintenance resulting from any cause whatsoever.

Section 5. That the said Lehigh Valley Railroad Company shall indemnify and save harmless the said City of Newark, its officers, agents and servants from any and all claim or claims, whatsoever for any damage to any person, firm or corporation, arising from or in any way connected with the granting of said privilege or by reason of the location, grade, maintenance and existence and use of said single track freight siding at grade.

Section 6. That the said Lehigh Valley Railroad Company shall, before commencing construction of said single track freight siding, comply with the provisions of Section 5, and also shall procure a permit from the Permit Division of the Bureau of Streets and Sidewalks.

Section 7. That such permission be and the same is hereby granted upon the

FURTHER CONDITION THAT THE SAID LEHIGH VALLEY RAILROAD COMPANY SHALL FILE WITH THE CLERK OF THE CITY OF NEWARK THEIR WRITTEN ACCEPTANCE OF THE PROVISIONS OF THIS ORDINANCE WITHIN THIRTY (30) DAYS OF THE DATE ON WHICH IT TAKES EFFECT AND SHALL PAY ON DEMAND TO THE CITY OF NEWARK THE AMOUNT OF THE COST AND EXPENSE TO THE CITY OF ALL OFFICIAL PUBLICATIONS OF THIS ORDINANCE.

SECTION 8. THAT THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY AND ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT WITH THE PROVISIONS OF THIS ORDINANCE, BE AND THE SAME ARE HEREBY REPEALED.

PRESIDENT BONTEMPO CALLED FOR THOSE DESIRING TO BE HEARD ON THIS ORDINANCE TO APPROACH THE RAIL, GIVE HIS NAME AND ADDRESS AND BE HEARD.

NO ONE APPEARING, PRESIDENT BONTEMPO ENTERTAINED THE MOTION THAT THE HEARING IN THIS MATTER BE CLOSED AND A MOTION TO CLOSE THE HEARING WAS MADE BY COUNCILMAN GORDON, SECONDED BY COUNCILMAN MELILLO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

6-PH-B. THE CITY CLERK: THE FOLLOWING ORDINANCE WAS ADOPTED ON FIRST READING, ADVERTISED IN ACCORDANCE WITH LAW AND A HEARING DATE SET. IT IS NOW BEFORE YOU FOR PUBLIC HEARING, THIS BEING THE DATE AND TIME SET THEREFOR.

AN ORDINANCE CREATING THE POSITION OF AIDE TO THE PRESIDENT OF THE MUNICIPAL COUNCIL AND FIXING THE ANNUAL SALARY THEREOF.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. THERE IS HEREBY CREATED THE POSITION OF AIDE TO THE PRESIDENT OF THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK AND THERE ALSO HEREBY IS FIXED THE SALARY FOR SAID POSITION IN THE AMOUNT OF FIVE THOUSAND ($5,000.00) DOLLARS PER ANNUM, WHICH SALARY SHALL BE PAID FROM THE BUDGET OF THE MUNICIPAL COUNCIL, AS OTHER SALARIES OF EMPLOYEES OF THE CITY OF NEWARK ARE PAID.

SECTION 2. THIS ORDINANCE SHALL TAKE EFFECT UPON FINAL PASSAGE AND PUBLICATION AS BY LAW PROVIDED.

PRESIDENT BONTEMPO CALLED FOR THOSE DESIRING TO BE HEARD ON THIS ORDINANCE TO APPROACH THE RAIL, GIVE HIS NAME AND ADDRESS AND BE HEARD.

MR. ARTHUR FISHBEIN, 282 CHANCELLOR AVENUE, NEWARK, NEW JERSEY, SPOKE IN OPPOSITION TO THIS ORDINANCE.

COUNCILMAN CALLAGHAN ASKED THE CITY CLERK IF THIS ORDINANCE WAS DRAWN PROPERLY AND THE CITY CLERK REPLIED THE CORPORATION COUNSEL HAD APPROVED THIS ORDINANCE AS TO FORM AND LEGALITY AND WAS, THEREFORE, PROPERLY DRAWN.

NO ONE ELSE APPEARING, PRESIDENT BONTEMPO ENTERTAINED THE MOTION THAT THE HEARING

IN THIS MATTER BE CLOSED AND A MOTION TO CLOSE THE HEARING WAS MADE BY COUNCILMAN SANTORO, SECONDED BY COUNCILMAN CALLAGHAN AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

PRESIDENT BONTEMPO CALLED FOR ORDINANCES ON SECOND READING AND FINAL PASSAGE.

6-S & F-A. THE CITY CLERK: THE FOLLOWING ORDINANCE ADOPTED ON FIRST READING, UPON WHICH A HEARING WAS HELD AND CLOSED, IS NOW BEFORE THE COUNCIL FOR CONSIDERATION ON SECOND READING AND FINAL PASSAGE.

AN ORDINANCE GRANTING PERMISSION TO THE LEHIGH VALLEY RAILROAD COMPANY, A CORPORATION OF THE STATE OF PENNSYLVANIA, TO CONSTRUCT, OPERATE AND MAINTAIN A SINGLE TRACK FREIGHT SIDING AT GRADE ACROSS DOREMUS AVENUE FROM A POINT TWO THOUSAND SEVEN HUNDRED AND ELEVEN (2,711.0) FEET NORTH OF THE CENTER LINE OF WILSON AVENUE ON THE EAST PROPERTY LINE OF DOREMUS AVENUE TO A POINT TWO THOUSAND SEVEN HUNDRED AND NINETY NINE (2,799.0) FEET NORTH OF THE CENTER LINE OF WILSON AVENUE ON THE WEST PROPERTY LINE OF DOREMUS AVENUE.

A MOTION TO ADOPT THE ORDINANCE ON SECOND READING AND FINAL PASSAGE WAS MADE BY COUNCILMAN GORDON, SECONDED BY COUNCILMAN MELILLO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

PRESIDENT BONTEMPO: THE YESES ARE NINE AND THE NOES ARE NONE. THIS ORDINANCE HAVING BEEN READ ON TWO SEPARATE DAYS AND HAVING ACHIEVED THE VOTE REQUIRED BY THE STATUTE, IS DECLARED ADOPTED. THE CLERK IS DIRECTED TO DELIVER SAME TO THE MAYOR FOR HIS APPROVAL OR DISAPPROVAL.

6-S & F-B. THE CITY CLERK: THE FOLLOWING ORDINANCE, ADOPTED ON FIRST READING, UPON WHICH A HEARING WAS HELD AND CLOSED, IS NOW BEFORE THE COUNCIL FOR CONSIDERATION ON SECOND READING AND FINAL PASSAGE:

AN ORDINANCE CREATING THE POSITION OF AIDE TO THE PRESIDENT OF THE MUNICIPAL COUNCIL AND FIXING THE ANNUAL SALARY THEREOF.

A MOTION TO ADOPT THE ORDINANCE ON SECOND READING AND FINAL PASSAGE WAS MADE BY COUNCILMAN SANTORO, SECONDED BY COUNCILMAN CALLAGHAN.

COUNCILMAN BRADY SAID HE DESIRED TO STIPULATE THAT HE WILL ASSUME NO RESPONSIBILITY FOR THE PAYMENT FOR THIS POSITION IF THE APPOINTMENT IS FOUND A VIOLATION OF CIVIL SERVICE LAW 11:2 -2, TITLE 3.

COUNCILMAN CALLAGHAN SPOKE AT LENGTH DETAILING THE BACKGROUND FOR THE NECESSITY FOR THIS POSITION. HE WAS OF THE OPINION THAT THE AIDE TO THE PRESIDENT SHOULD RECEIVE

the same salary as the Aides to the Mayor, $5,000.00, and noted if there was anything wrong with this ordinance, it would be a matter for the Civil Service Commission to determine.

Councilman Brady replied he was of the opinion there was nothing in the Faulkner Act which would permit the Council to make any appointments. The only legal appointment the Council could make is that of the City Clerk, the Clerk to the Council.

President Bontempo spoke at length on this ordinance and pointed out the necessity for the President to select his own Aide. He felt that was a confidential position and the right of selection should remain with the President.

Councilman Callaghan asked Mr. Jack Goldberg, First Assistant Corporation Counsel, if this ordinance was legal and Mr. Goldberg replied that the ordinance had been certified by the Corporation Counsel as to form and legality.

Councilman Brady asked Mr. Goldberg if he had checked Title 3 of the Civil Service regulations, with respect to the power of appointment, and Mr. Goldberg replied in the negative.

Councilman Santoro remarked he agreed with the sentiments expressed by the President that he choose his own Aide. He pointed out the discrepancy in the Faulkner Act as it pertains to the appointments of Aides to the Mayor and he noted the Mayor was opposed to this section. Councilman Santoro added a study is now being made to correct the Faulkner Act in order that aides, deputies and secretaries to the Mayor should not be subject to Civil Service examinations but should serve at the will and desire of the Mayor or, as in this instance, the President of the Municipal Council.

The motion to adopt this ordinance on second reading and final passage was adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

No: Councilman Brady.

President Bontempo: The yeses are eight and the noes are one. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-c. The City Clerk stated this ordinance and the following ordinance, No. 6-S & F-d, had been deferred since August 5, 1959, at the request of the Parking Authority.

AN ORDINANCE AMENDING SEC. 7.153, PROTECTION OF OF MASONRY, ARTICLE 10, MASONRY CONSTRUCTION, CHAPTER 7, BUILDING CODE, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951.

(This proposed amendment to the Building Code would control speed of vehicles to

less than 10 miles per hour in buildings used for the housing or storage of motor vehicles)

(Copy of ordinance submitted to each Member of the Council)

The City Clerk read a letter from Mr. S. Westcott Toole, Member of the Parking Authority, dated September 8, 1959, wherein he stated he did not see any need for the restriction called for in these proposed ordinances, and requesting the postponement of passage until the Parking Authority has had an opportunity to review the matter. The City Clerk added, up to the time of this meeting, no further recommendation had been forthcoming.

A motion to defer action on these ordinances was made by Councilman Cooper.

Councilman Callaghan moved to amend the motion to defer, directing the City Clerk to forward a letter to the Business Administrator requesting him to confer with the Parking Authority and come to a decision as to whether or not the Business Administrator desires the Municipal Council to take action on these ordinances.

The amendment to the motion was seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

The motion to defer action on these ordinances, as amended, was seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

6-S & F-d. AN ORDINANCE AMENDING AND SUPPLEMENTING ARTICLE XVI, GARAGES, SERVICE STATIONS, ETC. OF CHAPTER 4, FIRE PREVENTION CODE, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951.

(This proposed amendment to the Open Deck Parking Ordinance, Fire Prevention Code, would provide additional protection on each tier of parking decks; and hold manager responsible for control of speed of vehicles)

(Copy of ordinance submitted to each Member of the Council)

(For action taken on this ordinance, see action taken on Item No. 6-S & F-c. in the minutes of this meeting)

6-S & F-e. The City Clerk stated this ordinance has been pending since April 16, 1958 and was ordered tabled for three months in July of this year.

AN ORDINANCE AMENDING SECTION 17.2 OF ARTICLE I OF CHAPTER 17, MOTOR VEHICLES AND TRAFFIC, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED AND SUPPLEMENTED.

(This amending ordinance would add Parker Street, from Bloomfield Avenue to Verona Avenue; and Ridge Street, from Bloomfield Avenue to Verona Avenue, to the now existing ordinance which limits the use of streets to certain classes of vehicles - delivery trucks, etc.)

(Copy of ordinance submitted to each Member of the Council)

(Communication received from Division of Motor Vehicles)

(Awaiting approval from Director of Division of Motor Vehicles and Report from Traffic Engineer Cyr)

(Hearing on this ordinance was held and closed)

A motion to table this ordinance without date was made by Councilman Melillo, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

HEARINGS OF CITIZENS.

6-HC-a. MRS. TOBIE ANDERSON, 21 SCOFIELD STREET, NEWARK, NEW JERSEY, addressed the Municipal Council, REQUESTING THE COUNCIL TO WITHHOLD SALE OF CITY-OWNED PROPERTY IN THE VAILSBURG AREA FOR POSSIBLE USE OF LAND FOR A PUBLIC HIGH SCHOOL.

Councilman Callaghan informed Mrs. Anderson that the Board of Education makes the selections for school sites and this was not a function of the Municipal Council. He pointed out the Council held up the sale of this parcel of land for five years but the Board of Education stated they do not intend to use this site for a school now or in the future.

The City Clerk read excerpts from the tape of a meeting held between the Council and representatives of the Board of Education, wherein they stated they did not contemplate using this land for a high school.

Councilman Santoro declared no Member of the Council was opposed to the construction of a high school in Vailsburg, that such a project is uppermost in their minds, but the Board of Education in April emphatically advised that this was not a proper site for a high school.

President Bontempo explained he did not believe Boylan Street was an ideal location for a high school, and recommended Stuyvesant or Eighteenth Avenues as more suitable sites.

Councilman Melillo suggested that the Vailsburg groups conduct a survey and submit the statistics to the Board of Education to press for their request for a school in that area.

Councilman Cooper commented the Board of Education would only make decisions based on their own surveys.

6-HC-b. MR. MELVIN EDELSTEIN, 158 MIDLAND PLACE, NEWARK, NEW JERSEY, REPRESENTING THE VAILSBURG LIONS CLUB, addressed the Municipal Council, REQUESTING THE COUNCIL TO WITHHOLD SALE OF CITY-OWNED PROPERTY IN THE VAILSBURG AREA FOR POSSIBLE USE OF LAND FOR A PUBLIC HIGH SCHOOL.

Councilman Cooper remarked it was the Board of Education that decided where and when school buildings will be constructed. She informed Mr. Edelstein that his problem was with the Board of Education and not with the Municipal Council. She stressed that the citizens of Vailsburg would receive the cooperation of all the Members of the Municipal Council.

Councilman Callaghan pointed out by adopting this resolution this evening, the Council would only be preparing this parcel of land for sale. He informed Mr. Edelstein that if he got word from the Board of Education that they would use this site, he would go along with the Vailsburg group. He added he would personally accompany Mr. Edelstein's group to the next Board of Education meeting to get a final decision from the Board of Education.

Councilman Cooper noted at the last meeting, she had made a motion that a meeting be held with the members of the Board of Education, the Council and the Mayor to discuss common problems. She thought the sale should be deferred until such time as a meeting can be arranged, possibly before the November 4, 1959 regular Council meeting, and get the Board of Education's final decision.

6-HC-c. MRS. MABEL H. BLUMENSCHINE, 191 RICHELIEU TERRACE, NEWARK, NEW JERSEY, addressed the Municipal Council, REQUESTING THE COUNCIL TO WITHHOLD SALE OF CITY-OWNED PROPERTY IN THE VAILSBURG AREA FOR POSSIBLE USE OF LAND FOR A PUBLIC HIGH SCHOOL.

Councilman Brady suggested that the petitions of the residents of the Vailsburg area be sent to the Board of Education, together with a communication stating it is the consensus of opinion of the Members of the Municipal Council that they are in favor of the construction of a senior high school in the Vailsburg area.

6-HC-d. MR. ARTHUR FISHBEIN, 282 CHANCELLOR AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council on the subject "TAXES OF PROPERTY BEING REDEVELOPED".

6-HC-e. MR. LEO TUCKER, 522 CLINTON AVENUE, NEWARK, NEW JERSEY, REPRESENTING THE CLINTON HILL NEIGHBORHOOD COUNCIL AND THE CLINTON AVENUE MERCHANTS ASSOCIATION, addressed the Municipal Council on the subject "DEDICATION OF THE SAMUEL E. COOPER MEMORIAL AREA".

Councilman Cooper moved that the Municipal Council extend full cooperation to the Clinton Hill Neighborhood Council, further, that the Newark Commission for Neighborhood Conservation and Rehabilitation be notified to join in the dedication of this area.

The motion was seconded by Councilman Addonizio.

A motion to amend the motion that Councilman Cooper be designated to work with the Committee on this dedication was made by Councilman Callaghan.

THE MOTION MADE BY COUNCILMAN COOPER, AS AMENDED, WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-A. THE CITY CLERK CALLED FOR FURTHER BIDS BASED UPON RESOLUTION NO. 7-R-B, ADOPTED OCTOBER 7, 1959, WHICH RESOLUTION APPROVED OFFER BY VINCENT N. RITORTO, TO PURCHASE CITY-OWNED PROPERTY AT 43 SPRINGDALE AVENUE, BLOCK 1945, LOT 15, FOR $1,200.00.

MR. VINCENT CARUSO, REPRESENTING THE NORTH WARD, INC., AND MR. VINCENT N. RITORTO OFFERED BIDS ON THIS PROPERTY.

THE HIGHEST BID FOR THIS PROPERTY, $1,400.00, WAS MADE BY MR. VINCENT CARUSO, REPRESENTING THE NORTH WARD, INC.

A MOTION TO CLOSE THE BIDDING AND ACCEPT THE HIGHEST BID, OFFERED BY MR. VINCENT CARUSO, REPRESENTING THE NORTH WARD, INC., WAS MADE BY COUNCILMAN MELILLO, SECONDED BY COUNCILMAN ADDONIZIO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

COUNCILMAN MELILLO PRESENTED AND MOVED RESOLUTION ACCEPTING BID OF NORTH WARD, INC., FOR PURCHASE OF CITY-OWNED PROPERTY AT 43 SPRINGDALE AVENUE, BLOCK 1945, LOT 15, FOR $1,400.00.

THE MOTION WAS SECONDED BY COUNCILMAN ADDONIZIO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-B. THE CITY CLERK CALLED FOR FURTHER BIDS BASED UPON RESOLUTION NO. 7-R-W, ADOPTED OCTOBER 7, 1959, WHICH RESOLUTION APPROVED OFFER BY GEORGE MOSKOWITZ, TO PURCHASE CITY-OWNED PROPERTY AT 9-11 STECHER STREET, BLOCK 3731A, LOT 5, FOR $2,300.00.

MR. JAMES H. WILLIAMS, REPRESENTING THE MT. VERNON CONSTRUCTION CORPORATION, MR. VINCENT CARUSO, REPRESENTING THE VINCENT CONSTRUCTION COMPANY, AND MR. GEORGE MOSKOWITZ OFFERED BIDS ON THIS PROPERTY.

THE HIGHEST BID FOR THIS PROPERTY, $4,300.00, WAS MADE BY MR. GEORGE MOSKOWITZ.

A MOTION TO CLOSE THE BIDDING AND ACCEPT THE HIGHEST BID, OFFERED BY MR. GEORGE MOSKOWITZ, WAS MADE BY COUNCILMAN BRADY, SECONDED BY COUNCILMAN GORDON AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

COUNCILMAN BRADY PRESENTED AND MOVED RESOLUTION ACCEPTING BID OF GEORGE MOSKOWITZ FOR PURCHASE OF CITY-OWNED PROPERTY AT 9-11 STECHER STREET, BLOCK 3731A, LOT 5, FOR $4,300.00.

The motion was seconded by Councilman Gordon and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-c. The City Clerk called for further bids based upon Resolution No. 7-R-af, adopted October 7, 1959, which resolution approved offer by Central Ward, Inc., to purchase City-owned property at 54 Brookdale Avenue, Block 4063, Lots 40 and 127, for $1,000.00.

There were no further bids for this property.

A motion to close the bidding and accept the bid offered by Central Ward, Inc., was made by Councilman Callaghan, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

Councilman Callaghan presented and moved RESOLUTION ACCEPTING BID OF CENTRAL WARD, INC., FOR PURCHASE OF CITY-OWNED PROPERTY AT 54 BROOKDALE AVENUE, BLOCK 4063, LOTS 40 AND 127, FOR $1,000.00.

The motion was seconded by Councilman Cooper and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-d. EMERGENCY RESOLUTION APPROPRIATING $12,500.00 TO PROVIDE FUNDS TO INVESTIGATE THE ACCOUNTS RECEIVABLE OF DISCHARGED PATIENTS AT THE MARTLAND MEDICAL CENTER. THIS APPROPRIATION TO COVER SERVICES BY CONTRACT, MATERIALS AND SUPPLIES AND POSTAGE.

(Council met with Mayor and Business Administrator September 22, 1959)

A motion to defer further action on this matter at this time was made by Councilman Santoro, seconded by President Bontempo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Gordon, Melillo, Santoro, Turner, President Bontempo.

No: Councilmen Callaghan, Cooper.

7-R-e. RESOLUTION APPROVING OFFER BY VINCENT CARUSO TO PURCHASE CITY-OWNED PROPERTY AT 132 BROOKDALE AVENUE, BLOCK 4063, LOT 79; 124-126 BROOKDALE AVENUE, BLOCK 4063, LOTS 75-76; 99-105 BOYLAN STREET, BLOCK 4063, LOT 84; 108-112 BOYLAN STREET, BLOCK 4061, LOT 57; 114-120 BOYLAN STREET, BLOCK 4061, LOT 60; REAR BOYLAN STREET, BLOCK 4061, LOT 63; 129-131 SUNSET AVENUE, BLOCK 4061, LOT 80; 133-135 SUNSET AVENUE, BLOCK 4061, LOT 78; 115-117 SUNSET AVENUE, BLOCK 4061, LOT 88; 103-105 SUNSET AVENUE, BLOCK 4061, LOTS 93-94; FOR

$20,000.00; AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR FINAL BIDS.

Councilman Addonizio read a statement pointing out he has constantly opposed the sale of any of the properties in the area immediately south of Abinger Place and fronting on Sunset Avenue, Boylan Street and Brookdale Avenue, because he is convinced that there is a real need and every justification for a new high school in the Vailsburg area, west of the Garden State Parkway. The land under consideration tonight is in the very center of the section that needs a new high school. Councilman Addonizio said he realized that his attempt to hold this property for eventual use as a high school does not originate with him; that every member of the last City Council also believed this site should be dedicated for future school use. Councilman Addonizio said he also knows that Board of Education members and school officials have stated that they do not contemplate the use of this site for school purposes, but they also say that they have not yet made up their minds as to whether a new high school is needed in the Vailsburg area. They have had at least five years to make up their minds on this and they still won't say yes or no. Councilman Addonizio added he thinks the people of Vailsburg are entitled to a positive answer from the Board of Education on these matters and until that answer is forthcoming, he believes the Council should hold every available City-owned property that could be possibly used for such a school in the City's possession. Councilman Addonizio further said he thinks the Council should take the long range view in this matter and keep this City-owned property because if it isn't used for school purposes, it still lies in the very heart of a proposed redevelopment and rehabilitation area projected by our former City Planner, Robert Hoover and accepted as such by the Neighborhood Conservation Commission. He concluded by stating he is positively opposed to the sale of this property.

Councilman Brady suggested that a copy of the remarks made by Councilman Addonizio be forwarded to the Board of Education.

Councilman Callaghan remarked if the Council receives a positive answer from the Board of Education that this site is not required for a school, the sale of this property should be conducted. He pointed out there were other sites more centrally located for the construction of a school in the Vailsburg area and the sale of this land would certainly not foreclose the building of a high school there.

Councilman Melillo said he would vote for deferment of this resolution but he trusted this matter would be expedited so that another five years would not elapse before the City could sell this property. He felt a tract like this should be placed in the ratables and he pointed out this site could contain many homes for employees who have to move back to the City. He added if the Board of Education indicates they do not require this property, he will vote in favor of selling the property in order to get more ratables for the City.

Councilman Cooper added it was for the reasons cited by some of her fellow Councilmen that she had requested a meeting with the Board of Education as soon as possible.

President Bontempo spoke on this resolution and pointed out some sites which were available in the Vailsburg area for the construction of a school.

A motion to defer action on this resolution, without date, pending meeting to be held with representatives of the Board of Education, was made by Councilman Brady, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-f. Emergency resolution appropriating $36,622.44 for "Salaries and Wages", Police Department, to provide funds to increase the police personnel by twenty-five employees, due to reorganization plan by Police Director, not provided for in 1959 budget.

(Copy of Director Weldon's Reorganization Plan submitted to each Member of the Council)

(Council to meet with Director Weldon October 27, 1959)

A motion to defer action on this resolution pending the Council meeting with Director Weldon, October 27, 1959, was made by Councilman Addonizio, seconded by Councilman Turner and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

No: Councilman Callaghan.

7-R-g. Councilman Turner presented and moved resolution authorizing the City Treasurer to refund the sum of $26.00 to Louis Alven, fees paid with applications for restaurant and cigar licenses, which were disapproved by Police Department.

The motion was seconded by Councilman Santoro and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-h. Councilman Turner presented and moved resolution canceling and transferring to the budget operating account the unencumbered balance of $50,668.46, 1957 appropriation reserve items.

The motion was seconded by Councilman Santoro and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-i. Councilman Santoro presented and moved RESOLUTION APPROVING PLANS AND SPECIFICATIONS FOR THE IMPROVEMENT BY WIDENING, PAVING AND RESURFACING OF SEVENTH AVENUE EAST FROM BROADWAY TO HIGH STREET; AND AUTHORIZING ADVERTISING FOR SEALED BIDS.

The motion was seconded by Councilman Melillo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-j. Councilman Santoro presented and moved RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF THE DEPARTMENT OF PUBLIC WORKS TO APPLY TO THE STATE HIGHWAY COMMISSION FOR $19,308.15 WHICH SUM IS 90% OF THE ESTIMATED COST OF $21,453.50 FOR THE WIDENING, PAVING AND RESURFACING OF SEVENTH AVENUE EAST FROM BROADWAY TO HIGH STREET; THIS MONEY IS STATE HIGHWAY DEPARTMENT SURPLUS FOR THE YEAR 1958.

The motion was seconded by Councilman Melillo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-k. Councilman Cooper presented and moved EMERGENCY RESOLUTION APPROPRIATING $1,000.00 FOR OTHER EXPENSES "B" SERVICE BY CONTRACT OR AGREEMENT, DEPARTMENT OF HEALTH AND WELFARE, DIVISION OF HEALTH, TO PROVIDE FUNDS FOR REPAIRS TO X-RAY EQUIPMENT, DUE TO UNFORSEEN REPAIRS AND REPLACEMENTS, NOT PROVIDED IN 1959 BUDGET.

The motion was seconded by Councilman Callaghan and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-l. Councilman Santoro presented and moved RESOLUTION EXPRESSING THE SORROW OF THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK ON THE PASSING OF DAVID CRONHEIM.

The motion was seconded by Councilman Gordon and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady,Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

MOTIONS.

7-M-a. Councilman Turner MOVED THE CITY CLERK STAFF BE DIRECTED TO PREPARE A RESOLUTION TO ELIMINATE DISCRIMINATION IN PUBLIC HOUSING.

The motion was seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

No: Councilman Callaghan.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-A. The City Clerk presented COMMUNICATION FROM HIS HONOR MAYOR LEO P. CARLIN, RECEIVED OCTOBER 5, 1959, NOMINATING FREDERICK D. CAWTHRA, 324 ELLERY AVENUE, NEWARK, AS A MEMBER OF THE BOARD OF ADJUSTMENT, FOR A TERM OF FIVE YEARS FROM DATE OF CONFIRMATION.

A motion to defer action on this communication and directing the City Clerk to invite Mr. Cawthra to appear before the Municipal Council at their special conference, November 10, 1959, was made by Councilman Santoro, seconded by President Bontempo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-B. The City Clerk presented COMMUNICATION FROM HIS HONOR MAYOR LEO P. CARLIN, RECEIVED OCTOBER 5, 1959, NOMINATING WALTER J. GILL, 375 MT. PROSPECT AVENUE, NEWARK, AS A MEMBER OF THE BOARD OF ADJUSTMENT, FOR A TERM OF FIVE YEARS FROM DATE OF CONFIRMATION.

A motion to defer action on this communication and directing the City Clerk to invite Mr. Gill to appear before the Municipal Council at their special conference, November 10, 1959, was made by Councilman Santoro, seconded by President Bontempo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-C. The City Clerk presented COMMUNICATION FROM HIS HONOR MAYOR LEO P. CARLIN, RECEIVED OCTOBER 5, 1959, NOMINATING A. THOMAS MALANGA, 633 LAKE STREET, NEWARK, AS A MEMBER OF THE BOARD OF ADJUSTMENT, FOR A TERM OF FIVE YEARS FROM DATE OF CONFIRMATION.

A motion to defer action on this communication and directing the City Clerk to invite Mr. Malanga to appear before the Municipal Council at their special conference, November 10, 1959, was made by Councilman Santoro, seconded by President Bontempo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-D. The City Clerk presented COMMUNICATION FROM HIS HONOR MAYOR LEO P. CARLIN, RECEIVED OCTOBER 5, 1959, NOMINATING JOSEPH E. MIRABELLA, 11 NORFOLK STREET, NEWARK, AS A MEMBER OF THE BOARD OF ADJUSTMENT, FOR A TERM OF FIVE YEARS FROM DATE OF CONFIRMATION.

A motion to defer action on this communication and directing the City Clerk to invite Mr. Mirabella to appear before the Municipal Council at their special conference,

November 10, 1959, was made by Councilman Santoro, seconded by President Bontempo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-e. The City Clerk presented COMMUNICATION FROM HIS HONOR MAYOR LEO P. CARLIN, RECEIVED OCTOBER 5, 1959, NOMINATING CASIMIR WYGLENDOWSKI, 33 OAKLAND TERRACE, NEWARK, AS A MEMBER OF THE BOARD OF ADJUSTMENT, FOR A TERM OF FIVE YEARS FROM DATE OF CONFIRMATION.

A motion to defer action on this communication and directing the City Clerk to invite Mr. Wyglendowski to appear before the Municipal Council at their special conference, November 10, 1959, was made by Councilman Santoro, seconded by President Bontempo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-f. The City Clerk presented COMMUNICATION FROM HIS HONOR MAYOR LEO P. CARLIN, RECEIVED OCTOBER 5, 1959, REAPPOINTING ALBERT A. RICHMAN, 48 WEEQUAHIC AVENUE, NEWARK, TO THE BOARD OF ELECTRICAL EXAMINERS, FOR A TERM OF TWO YEARS FROM APRIL 16, 1959.

A motion that this communication be received and placed on file was made by Councilman Cooper, seconded by Councilman Turner and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-g. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED OCTOBER 6, 1959, ENCLOSING PROPOSED "ORDINANCE APPROPRIATING THE SUM OF $25,500.00 FROM THE CAPITAL IMPROVEMENT FUND FOR THE ESTABLISHMENT OF AND EQUIPMENT FOR THE ISOTOPE LABORATORY AT THE HARRISON S. MARTLAND MEDICAL CENTER".

(Copy of ordinance submitted to each Member of the Council)

Councilman Callaghan remarked he still thinks Martland Medical Center should be taken out of the City's hands and turned over to private enterprise. He felt this appropriation would be adding to a sinking ship, and said this is one of the ways we can reduce taxes.

Councilman Brady remarked he would be opposed to any such sale, it would be a travesty on the people of the City to dispose of Martland Medical Center without having the people decide whether to do so by referendum, and Councilman Callaghan agreed this step should be taken by referendum.

Councilman Cooper remarked she will vote for deferment but stressed the importance of the establishment of an isotope laboratory in Martland Medical Center.

Councilman Addonizio said he felt this matter should be discussed in further detail with the Director of the Martland Medical Center.

COUNCILMAN CALLAGHAN NOTED THAT MANY PRIVATE HOSPITALS IN THE AREA DO NOT HAVE A SETUP AS IS BEING PROPOSED FOR THE MARTLAND MEDICAL CENTER.

A MOTION TO DEFER ACTION ON THIS MATTER AND DIRECTING THE CITY CLERK TO REQUEST BUSINESS ADMINISTRATOR RINALDI AND DR. HASKIN TO APPEAR BEFORE THE COUNCIL AT THEIR SPECIAL CONFERENCE, NOVEMBER 10, 1959, WAS MADE BY COUNCILMAN MELILLO, SECONDED BY COUNCILMAN GORDON AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

NO: COUNCILMAN CALLAGHAN.

8-H. THE CITY CLERK PRESENTED COMMUNICATION FROM ABBOTTS DAIRIES, INC., RECEIVED OCTOBER 5, 1959, OFFERING TO LEASE OR PURCHASE CITY-OWNED GROUND IN BACK OF THEIR PLANT ON RAYMOND BOULEVARD TO BE USED FOR PARKING FACILITIES.

A MOTION TO DEFER ACTION ON THIS COMMUNICATION AND DIRECTING THE CITY CLERK TO INVITE MAYOR CARLIN TO DISCUSS THIS MATTER WITH THE COUNCIL AT THEIR SPECIAL CONFERENCE, OCTOBER 27, 1959, WAS MADE BY COUNCILMAN ADDONIZIO, SECONDED BY COUNCILMAN BRADY AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

8-I. THE CITY CLERK PRESENTED COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED OCTOBER 15, 1959, ENCLOSING PROPOSED "ORDINANCE PROVIDING FOR THE VACATION, RELEASE AND EXTINGUISHMENT OF THE PUBLIC RIGHTS, IF ANY, OF AND IN THAT PART OF THE FOLLOWING STREETS AS LAID OUT ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES:

ALL THAT PART OF AVENUE M, ELIZABETHPORT AVENUE, AVENUE N, AVENUE O, AVENUE P AND AVENUE Q, AS THE SAME ARE LAID OUT 75 FEET IN WIDTH, AND IN THAT PART OF THE REMAINING EASTERLY ONE-HALF OF AVENUE R, EAST OF THE EASTERLY LINE OF DOREMUS AVENUE, SAME BEING 37½ FEET IN WIDTH, ALL EXTENDING FROM THE SOUTH SIDE OF MURRAY STREET TO THE NORTH SIDE OF ALPINE STREET, AND IN THAT PART OF AVENUE S AS LAID OUT 75 FEET IN WIDTH EXTENDING FROM THE SOUTH SIDE OF MURRAY STREET TO THE HIGH WATER LINE OF NEWARK BAY, AND IN THAT PART OF ASTOR STREET, EMMET STREET, WRIGHT STREET, MILLER STREET, VANDERPOOL STREET, POINIER STREET AND EARL STREET AS THE SAME ARE LAID OUT 60 FEET IN WIDTH, ALL EXTENDING FROM THE EAST SIDE OF AVENUE M TO THE HIGH WATER LINE OF NEWARK BAY".

(COPY OF ORDINANCE SUBMITTED TO EACH MEMBER OF THE COUNCIL)

A MOTION DIRECTING THE CITY CLERK TO PLACE THIS ORDINANCE ON THE NOVEMBER 4, 1959 CALENDAR OF THE MUNICIPAL COUNCIL, FOR FIRST READING, WAS MADE BY COUNCILMAN MELILLO, SECONDED BY COUNCILMAN ADDONIZIO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, COOPER, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

8-J. The City Clerk presented COMMUNICATION FROM STANLEY KENDRICK, TREASURER, POLICE-FIRE AND CIVIL SERVICE EMPLOYEES FAIR PAY REFERENDUM COMMITTEE, RECEIVED OCTOBER 15, 1959, REQUESTING APPROPRIATION OF $8,000.00 FOR PURPOSE OF ENCOURAGING A YES VOTE ON REFERENDUM QUESTION.

Councilman Brady said he would like to request a written opinion from the Corporation Counsel as to the legality of this request. He remarked this might create a situation which could be appealed.

At the request of President Bontempo, First Assistant Corporation Counsel Jacob M. Goldberg read from Article 8, Section 3, Paragraph 2, of the State Constitution and rendered his opinion that to grant this request would be an illegal act.

Councilman Callaghan questioned the First Assistant Corporation Counsel as to the legality of the Council's action in appropriating $8,000.00 to the Mayor to advertise his position on the referendum.

Mr. Goldberg replied this was legal and based his opinion on a decision by Justice Heher from the New Jersey Court of Errors and Appeals, stating a municipality could publicize, at the public's expense, what its governing body considers to be information or reasons relating to local welfare.

Councilman Callaghan said there was a question in his mind as to the cases cited by Mr. Goldberg since the Mayor was not a part of the governing body of the City, and a discussion followed on who constitutes the "governing body".

Councilman Santoro declared he would like a written opinion from the Corporation Counsel as to whether action taken by the Council appropriating money to the Mayor was legal and further, whether the advertisements the Mayor is placing in the local newspapers are "giving the public information".

Councilman Addonizio remarked he had voted for the $8,000.00 appropriation for the Mayor, and he will vote in favor of this in order to be consistent so that the taxpapers will know all the ramifications of the referendum.

Councilman Cooper noted she had previously questioned whether it was also mandatory for the Mayor to sign the referendum ordinance as it was for the Council, and in her opinion, this had still not been made clear.

Councilman Melillo wished to make known his position that he was unalterably opposed to a flat 15% increase, that he would favor increments along more equitable and just lines.

A motion to table this request pending receipt of decision from the Corporation Counsel on its legality, was made by Councilman Brady, seconded by Councilman Gordon and failed of adoption by the following votes:

Yes: Councilmen Addonizio, Brady, Cooper, Gordon.

No: Councilmen Callaghan, Melillo, Santoro, Turner, President Bontempo.

Councilman Melillo stated in view of the interpretation of the First Assistant Corporation Counsel that it would be illegal to grant this request, he moved that this communication be received and filed.

There was no second to the motion.

A motion to defer action on this communication, directing the City Clerk to request the Corporation Counsel to submit legal opinions on the questions posed by the Members of the Municipal Council, upon receipt of which the President will call a special meeting to act on this request, was made by Councilman Brady, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Cooper, Gordon, Turner, President Bontempo.

No: Councilmen Callaghan, Melillo, Santoro.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

9-A. OFFER FROM JAMES J. CORRENTY, 922 SOUTH ORANGE AVENUE, NEWARK, RECEIVED SEPTEMBER 23, 1959, TO LEASE PARCEL OF VACANT LAND TO REAR OF HIS PROPERTY, FOR $35.00 PER MONTH.

A motion to approve this offer and directing the City Clerk to request the Law Department to draw the proper lease, which lease is to contain a ninety (90) day recapture clause, lessee required to have adequate liability insurance coverage, black-top and properly light the area, was made by Councilman Addonizio, seconded by Councilman Turner and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

9-B. COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED AUGUST 27, 1959, SUBMITTING OFFER FROM JOHN J. CLANCY, ESQ. TO PURCHASE CITY-OWNED LANDS IN TOWNSHIPS OF BERKELEY AND MANCHESTER FOR $7,500.00.

(Report from Director Hunt and correspondence between Mr. Clancy and Corporation Counsel Torppey)

(Report from Corporation Counsel submitted to each Member of the Council)

A motion to defer further action on this matter was made by Councilman Addonizio, seconded by Councilman Cooper and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

9-C. COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED AUGUST 27, 1959, ENCLOSING PROPOSED "ORDINANCE RELATING TO HEALTH AND SANITATION CONDITIONS GENERALLY OF BUILDINGS AND PROVIDING ALSO FOR THE REGULATION AND LICENSING OF ROOMING HOUSES; REPEALING THE EXISTING SECTIONS 15.524 TO 15.537, INCLUSIVE, OF ARTICLE XI OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, 1951 AS AMENDED AND SUPPLEMENTED, AND CREATING NEW SECTIONS 15.524

TO 15.537, INCLUSIVE, UNDER ARTICLE XI AFORESAID, IN LIEU OF THE REPEALED SECTIONS".

(This ordinance regulates health and sanitary conditions as to buildings generally and provides for the regulation and licensing of rooming houses)

(Copy of ordinance submitted to each Member of the Council)

The City Clerk stated Staff report on this ordinance had been prepared and submitted to each Member of the Council.

A motion to defer action on this matter to the November 4, 1959 meeting of the Municipal Council, was made by Councilman Addonizio, seconded by Councilman Turner and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

9-D. COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED AUGUST 27, 1959, ENCLOSING PROPOSED "ORDINANCE RELATING TO DRAINAGE OF ROOFS OF BUSINESS BUILDINGS".

(Copy of ordinance submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 4, 1959 Calendar of the Municipal Council, for first reading, was made by Councilman Santoro, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

9-E. COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED AUGUST 27, 1959, ENCLOSING PROPOSED "ORDINANCE RELATING TO FURNISHING AND MAINTAINING MINIMUM HEAT IN CERTAIN BUSINESS BUILDINGS".

(This ordinance regulates the furnishing and maintenance of minimum heat in certain buildings)

(Copy of ordinance submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 4, 1959 Calendar of the Municipal Council, for first reading, was made by Councilman Cooper, seconded by Councilman Callaghan and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

9-F. COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED AUGUST 27, 1959, ENCLOSING PROPOSED "ORDINANCE AMENDING SECTION 9.3 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951".

(This proposed amendment would permit the City to charge ambulance service to patients who are transported to any hospital, including Martland Medical Center)

(Copy of ordinance submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 4, 1959 Calendar of the Municipal Council, for first reading, was made by Councilman Addonizio, seconded by President Bontempo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

No: Councilman Callaghan.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-A. The City Clerk reported the following Bingo and Raffles Licenses were issued from October 5, 1959 to October 16, 1959:

BINGO LICENSES

LICENSEE	LICENSE NUMBER
St. Philip Neri Church	1707
P. T. A. - St. Rocco's Church	1711

RAFFLES LICENSES

LICENSEE	LICENSE NUMBER
St. Philip Neri R. C. Church	1708
St. Casimir's Church	1709
St. Margaret of Scotland Guild	1710
Roseville Lions Club	1712
St. John's Guild	1713
St. Thomas Aquinas Church	1714
St. Mary's Church	1715

A motion to concur in the report was made by Councilman Addonizio, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

ADJOURNMENT.

12. A motion to adjourn this meeting was made by Councilman Gordon, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Cooper, Gordon, Melillo, Santoro, Turner, President Bontempo.

This meeting adjourned at 12:15 A.M., October 22, 1959.

October 21, 1959

Approved:

Harry S. Reichenstein
City Clerk

Michael A. Bontempo
President

P

A SPECIAL MEETING OF THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, WAS HELD ON THE ABOVE DATE IN THE COUNCIL CHAMBER, CITY HALL, NEWARK, NEW JERSEY, AT 11:30 A. M.

PRESIDENT BONTEMPO CALLED THE MEETING TO ORDER AND ASKED FOR ROLL CALL.

PRESENT: COUNCILMEN ADDONIZIO, CALLAGHAN, COOPER, GORDON, TURNER, PRESIDENT BONTEMPO, CITY CLERK HARRY S. REICHENSTEIN, CLERK OF THE COUNCIL.

ABSENT: COUNCILMEN BRADY, MELILLO, SANTORO.

PRESIDENT BONTEMPO ANNOUNCED COUNCILMAN SANTORO INFORMED HIM HE WAS UNABLE TO ATTEND THIS SPECIAL MEETING BECAUSE OF AN IMPORTANT NEW JERSEY STATE MEETING. HE ALSO ANNOUNCED THE ABSENCE OF COUNCILMAN MELILLO BECAUSE OF A PENDING IMPORTANT COURT CASE, WHICH REQUIRED HIS PRESENCE.

THE CITY CLERK REPORTED COUNCILMAN BRADY INFORMED HIM THIS MORNING OF HIS INABILITY TO ATTEND THIS MEETING BECAUSE OF AN UNEXPECTED APPOINTMENT IN NEW YORK.

THE CITY CLERK READ THE FOLLOWING COMMUNICATION FROM PRESIDENT MICHAEL A. BONTEMPO, DATED OCTOBER 23, 1959, WHICH WAS THE BASIS FOR THE CALL OF THIS SPECIAL MEETING:

OCTOBER 23, 1959

MR. HARRY S. REICHENSTEIN
CITY CLERK
NEWARK, NEW JERSEY

DEAR MR. REICHENSTEIN

BY THE POWERS VESTED IN ME BY ARTICLE II, SECTION 3, RULE 4, SPECIAL MEETINGS, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, I NOTIFY YOU, AS REQUIRED, TO CONVENE THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK IN SPECIAL MEETING ON WEDNESDAY, OCTOBER 28, 1959, AT 11:30 A. M., IN THE COUNCIL CHAMBER ON THE SECOND FLOOR OF THE CITY HALL, FOR THE PURPOSE OF ACTING UPON COMMUNICATION FROM STANLEY KENDRICK, TREASURER, POLICE-FIRE AND CIVIL SERVICE EMPLOYEES FAIR PAY REFERENDUM COMMITTEE, RECEIVED OCTOBER 15, 1959, REQUESTING APPROPRIATION OF $8,000.00 FOR PURPOSE OF ENCOURAGING A YES VOTE ON REFERENDUM QUESTION.

VERY TRULY YOURS

(SIGNED) MICHAEL A. BONTEMPO
PRESIDENT, MUNICIPAL COUNCIL

THE CITY CLERK STATED AT A MEETING OF THE MUNICIPAL COUNCIL HELD OCTOBER 21, 1959, THE MUNICIPAL COUNCIL HAD REQUESTED A LEGAL OPINION FROM THE CORPORATION COUNSEL IN CONNECTION WITH THE QUESTIONS POSED BY SEVERAL COUNCILMEN ON THE REQUEST FOR $8,000.00 APPROPRIATION FROM STANLEY KENDRICKS, TREASURER, POLICE-FIRE AND CIVIL SERVICE EMPLOYEES FAIR PAY REFERENDUM COMMITTEE, RECEIVED OCTOBER 15, 1959 , FOR THE PURPOSE OF ENCOURAGING A YES VOTE ON REFERENDUM QUESTION. ON OCTOBER 22, 1959, AN OPINION WAS RECEIVED FROM THE CORPORATION COUNSEL. A COPY OF THIS OPINION WAS FORWARDED TO EACH MEMBER OF THE COUNCIL AND THE CITY CLERK READ THE OPINION AS FOLLOWS:

Oct.28,1959

October 28, 1959

October 22, 1959

Hon. Harry S. Reichenstein
Clerk of the Municipal Council

Dear Mr. Reichenstein

The Police - Fire and Civil Service Employees - Fair Pay Referendum Committee has requested the Municipal Council for an appropriation of $8,000, to be used to encourage a "Yes" vote on the Municipal Employees Salary Referendum which will be on the ballot in the election of November 3, 1959.

The Council has requested an opinion as to the legality of this request.

Article 8 - Section 3 - Paragraph 2 of the New Jersey Constitution provides that:

> "No * * * City * * * shall hereafter give any money or property * * * to or in aid of any individual, association or corporation, * * *."

Accordingly, the granting by the Council of the request of the Fair Pay Referendum Committee would be illegal.

Any other conclusion would lead to the impossible situation that any person interested either for or against a referendum could apply to the municipality for funds to promote his stand on the referendum.

The Council, by emergency resolution dated October 7, 1959, provided funds to the Mayor's Office in the amount of $8,000 "for expenses to be incurred relative to advertising the objections to the 15% Pay Referendum".

The Council, at its meeting last night, also questioned the legality of the resolution.

Justice Heher, speaking for the Court of Errors and Appeals in the case of THE CITY AFFAIRS COMMITTEE OF JERSEY CITY vs BOARD OF COMMISSIONERS OF JERSEY CITY, etc., 134 N.J.L.180, (Ct. Errors and Appeals, 1945), in the opening sentence of his opinion, states:

> "We hold the view that a municipality may lawfully publicize, at public expense, what its governing body conceives to be sound reasons, relating to the essential local welfare, for the rejection by the people of the State of proposed amendments to the Constitution."

This rule will also cover the present situation. The appropriation of the $8,000 was in the public interest, as conceived by the governing body.

In this connection Justice Heher also states:

> "The power to take reasonable measures to serve their own vital interests is incident to the general powers of local government conferred upon the municipalities."

In my opinion the appropriation of $8,000 is a valid appropriation.

The Council has asked a third question: "Is the Mayor giving public information?"

The answer to this question was not within my personal knowledge. It was necessary for me to ask Mayor Carlin. He has informed me that the $8,000 appropriation has been committed for newspaper advertisement and other media of publication. No part of the appropriation has been paid out as yet.

The Mayor has further informed me that the publicity will embody the factual situation and argument as contained in his message vetoing the ordinance with respect to the referendum. Based on the facts as

presented the publicity will further urge citizens to vote "No" on the referendum.

Publicity as thus outlined will in my opinion comply with the Council's resolution 7-R-ag of October 7, 1959 and with the established law of New Jersey.

Very truly yours

(Signed) Vincent P. Torppey
Corporation Counsel

8-a. A motion to receive and file <u>communication from Stanley Kendrick, Treasurer, Police-Fire and Civil Service Employees Fair Pay Referendum Committee, received October 15, 1959, requesting appropriation of $8,000.00 for purpose of encouraging a yes vote on referendum question,</u> was made by Councilman Callaghan, seconded by Councilman Gordon.

Councilman Callaghan remarked he would like his position made clear. He did not think the Council should have appropriated the $8,000.00 for Mayor Carlin. He held the viewpoint that a legal opinion should have been given on the Mayor's request and in view of the Corporation Counsel's legal opinion now, that to grant request of Stanley Kendrick, treasurer, Police-Fire and Civil Service employees Fair Referendum Committee, received October 15, 1959, requesting appropriation of $8,000.00 for purpose of encouraging a Yes vote on referendum question, would be illegal, an individual Councilman could subject himself to the possibility of misfeasance. Councilman Callaghan said he was still voting the same way. He was opposed to the appropriation for the Mayor and was opposed to this request. He felt the referendum was out of the hands of the Council and would be decided by the people.

Councilman Gordon remarked the Council received a legal opinion from the Corporation Counsel informing them it would be illegal to grant the Committee's request.

Councilman Addonizio stated he voted in favor of the appropriation for the Mayor since he felt the Mayor had a right to present his case to the people. He was also of the opinion that the city employees were entitled to present their side of the question in order to present all the facts to the taxpayers and tenants of the City. In view of this, he said he would vote against the motion to receive and file this communication.

Councilman Cooper noted that she had abstained on the vote to grant the appropriation to the Mayor because she felt a legal opinion should have been presented. In view of the fact the Council had received a legal opinion on this question she said her position would be in favor of receiving and filing the communication.

Councilman Turner said he had voted in favor of the Mayor receiving the appropriation and felt this was correct. He felt in view of the lack of clarification as to the distinction between the Governing Body and Administrative branch of government, he would abstain from voting on this matter.

The roll being called, the motion to receive and file communication from Stanley Kendrick, Treasurer, Police-Fire and Civil Service Employees Fair Pay Referendum Committee, received October 15, 1959, requesting appropriation of $8,000. for purpose of encouraging a

YES VOTE ON REFERENDUM QUESTION, FAILED OF ADOPTION BY THE FOLLOWING VOTES:

YES: COUNCILMEN CALLAGHAN, COOPER, GORDON, PRESIDENT BONTEMPO.

NO: COUNCILMAN ADDONIZIO.

NOT VOTING: COUNCILMAN TURNER.

ADJOURNMENT.

12. A MOTION TO ADJOURN THIS MEETING WAS MADE BY COUNCILMAN CALLAGHAN, SECONDED BY COUNCILMAN GORDON AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, CALLAGHAN, COOPER, GORDON, PRESIDENT BONTEMPO.

NO: COUNCILMAN TURNER.

THIS MEETING ADJOURNED 11:45 A. M.

APPROVED:

HARRY S. REICHENSTEIN
CITY CLERK

MICHAEL A. BONTEMPO
PRESIDENT

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 8:00 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend F. Sanford Lonsinger, Third Presbyterian Church.

President Bontempo called the meeting to order and asked for roll call.

Present: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo, City Clerk Harry S. Reichenstein, Clerk of the Council; Sergeant George Kraibjehler, Sergeant-at-Arms.

Absent: Councilman Cooper.

President Bontempo announced Councilman Cooper was confined to her home because of illness.

REPORTS OF RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

4-A. The City Clerk presented COPY OF MINUTES OF MEETING OF THE NEWARK COMMISSION FOR NEIGHBORHOOD CONSERVATION AND REHABILITATION HELD SEPTEMBER 22, 1959.

A motion that the copy of minutes be received was made by Councilman Addonizio, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-B. The City Clerk presented COPY OF DIGEST OF MINUTES OF MEETING OF BOARD OF ADJUSTMENT HELD OCTOBER 13, 1959.

A motion that the copy of digest of minutes be received was made by Councilman Callaghan, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-C. The City Clerk presented COPY OF MINUTES OF MEETING OF THE CIVIL DEFENSE AND DISASTER CONTROL COUNCIL HELD OCTOBER 6, 1959.

A motion that the copy of minutes be received was made by Councilman Santoro, seconded by Councilman Callaghan and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-D. The City Clerk presented REPORT OF ADMINISTRATION OF PUBLIC ASSISTANCE, DEPARTMENT OF HEALTH AND WELFARE, FOR THE FIRST NINE MONTHS OF 1959.

A motion that the report be received was made by Councilman Gordon, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-E. The City Clerk presented REPORT OF RECEIPTS AND DISBURSEMENTS, DEPARTMENT OF FINANCE, FOR THE MONTH OF SEPTEMBER, 1959.

A motion that the report be received and filed was made by Councilman Melillo, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-F. The City Clerk presented CERTIFICATION OF RESULTS OF MUNICIPAL ELECTION HELD NOVEMBER 3, 1959 ON QUESTION NO. 5 ON THE BALLOT, "SHALL THE EMPLOYEES IN THE VARIOUS DEPARTMENTS OF THE CITY OF NEWARK WHO ARE NOT MEMBERS OF A DULY ORGANIZED UNION AND WHO ARE HOLDING POSITIONS AS PERMANENT CIVIL SERVICE EMPLOYEES RECEIVE AN INCREASE OF FIFTEEN (15%) PERCENT IN THE PRESENT MAXIMUM SALARY OR SALARY GRADE FOR EACH SUCH PERMANENT EMPLOYEE, EFFECTIVE JANUARY 1, 1960; SUCH INCREASE TO BE APPLIED TO THE PRESENT SALARY OF EACH EMPLOYEE AFFECTED".

A motion that this certification be received and filed and the City Clerk to comply with the statutory requirements in the filing of this certification, was made by Councilman Turner, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

PENDING BOARD OF ADJUSTMENT APPLICATIONS.

4-A-1. The City Clerk read APPLICATION OF DOMINICK D. RICIGLIANO, OWNER; FOR THE ADDITION OF A TWO-BAY LUBRITORIUM TO AN EXISTING GASOLINE STATION EXCEEDING THE FRONT YARD REQUIREMENTS IN A 3RD RESIDENCE DISTRICT; ON PREMISES 106-108 PARK AVENUE; SUCH USE TO BE LIMITED TO THE PERIOD ENDING TEN YEARS FROM DATE HEREOF.

(Vote of Board of Adjustment 3-1. No objectors)

(Public hearing closed)

A motion to concur in the recommendations of the Board of Adjustment was made by Councilman Melillo, seconded by Councilman Turner and adopted by the following votes:

Yes: Councilman Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-A-2. The City Clerk read APPLICATION OF GRASSMAN-BLAKE (HENRY M. KLEPP, OWNER); FOR THE MANUFACTURING OF JEWELRY IN A 2ND RESIDENCE DISTRICT; ON PREMISES 782-784 SOUTH 18TH STREET (2ND FLOOR).

(Vote of Board of Adjustment 4-0. 11 objectors)

(Public hearing closed)

A motion to concur in the recommendations of the Board of Adjustment was made by Councilman Santoro, seconded by Councilman Callaghan and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

BOARD OF ADJUSTMENT APPLICATIONS.

4-A-3. The City Clerk read APPLICATION OF PASQUALE PALUMBO, OWNER; FOR THE EXTENSION OF A 2ND FLOOR OF DWELLING LOCATED AT 211 - 14TH AVENUE, SAID EXTENSION EXCEEDING THE REAR YARD REQUIREMENTS IN A 2ND BUSINESS DISTRICT; ON PREMISES 392 SOUTH 10TH STREET.

(Vote of Board of Adjustment 5-0. No objectors)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Callaghan, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-A-4. The City Clerk read APPLICATION OF PIK N' PAY SUPERMARKET (FABYAN CORP., OWNER); FOR THE RENEWAL OF PERMIT FOR PARKING STATION FOR CUSTOMERS AND EMPLOYEES OF SUPERMARKET LOCATED ADJOINING IN A 2ND RESIDENCE DISTRICT; ON PREMISES 88-90 STECHER STREET & 377-379 FABYAN PLACE; SUCH USE TO BE LIMITED TO THE PERIOD OF ONE YEAR ENDING NOVEMBER 23, 1960.

(Vote of Board of Adjustment 5-0. 3 objectors)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Callaghan, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-A-5. The City Clerk read APPLICATION OF EMILY ZURELLA & HEDWIG O'CONNOR (H. KUSKIN & B. ROGOVIN, OWNERS); FOR THE ESTABLISHMENT OF A BEAUTY PARLOR WITH NO OUTSIDE SIGNS TO INDICATE THAT SUCH USE IS BEING CARRIED ON IN THE BUILDING IN A 3RD RESIDENCE DISTRICT; ON PREMISES 87-101 CHANCELLOR AVENUE (25 VAN VELSOR PLACE); SUCH USE TO BE LIMITED TO THE PERIOD ENDING FIVE YEARS FROM DATE HEREOF.

(Vote of Board of Adjustment 5-0. No objectors)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Santoro, seconded by Councilman Callaghan and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

REPORTS OF COMMITTEES.

5-A. COUNCIL COMMITTEE TO STUDY THE FAULKNER ACT.

(Councilmen Santoro, Brady, Callaghan)

Chairman Santoro reported progress.

A motion to accept the report was made by Councilman Addonizio, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-B. COUNCIL STUDY COMMITTEE FOR REVISION AND AMENDMENT OF THE CODE.

(Councilmen Gordon, Addonizio, Cooper)

Chairman Gordon reported progress.

A motion to accept the report was made by Councilman Melillo, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-F. COUNCIL COMMITTEE TO STUDY REGULATIONS AND PROCEDURES FOR EMPLOYEES.

(Councilmen Santoro, Cooper, Melillo)

Chairman Santoro reported progress.

A motion to accept the report was made by Councilman Brady, seconded by Councilman Callaghan and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-G. COUNCIL COMMITTEE TO STUDY POSSIBILITY OF BROADENING TAX REVENUE AND NEW SOURCE OF REVENUE.

(Councilmen Melillo, Callaghan, Cooper)

Chairman Melillo reported progress.

A motion to accept the report was made by Councilman Santoro, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-H. COUNCIL COMMITTEE TO STUDY THE CIVILIAN DEFENSE SET-UP.

(Councilmen Addonizio, Cooper, Gordon)

Chairman Addonizio reported progress.

A motion to accept the report was made by President Bontempo, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-I. COUNCIL COMMITTEE TO STUDY AND RECOMMEND A POLICY RELATIVE TO CELEBRATION AND HOLIDAY EXPENDITURES.

(Councilmen Melillo, Callaghan, Cooper)

Chairman Melillo reported progress.

A motion to accept the report was made by Councilman Brady, seconded by Councilman Turner and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-L. COUNCIL COMMITTEE OF THE WHOLE TO EXAMINE THE FEASIBILITY OF CONSTRUCTING A SPORTS ARENA IN NEWARK.

President Bontempo, reporting for the Council Committee of the Whole, stated the Business Administrator had received a letter from International Association of Auditorium Managers, Inc., informing him that officers of this organization will be in Newark on November 13, 1959. A meeting has been scheduled with these officials, the Mayor, President of the Municipal Council, the Business Administrator, and Corporation Counsel to discuss the feasibility of constructing a coliseum in this City.

President Bontempo noted the individuals representing this organization are experts in the construction of auditoriums and coliseums and have constructed some outstanding ones throughout the Country. He said he was sure the building of a coliseum will be of great advantage in the redevelopment of the City of Newark.

A motion to accept the report was made by Councilman Callaghan, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-M. COUNCIL COMMITTEE TO REVIEW THE TAXICAB ORDINANCE.

(Councilmen Turner, Addonizio, Santoro)

Chairman Turner reported progress.

A MOTION TO ACCEPT THE REPORT WAS MADE BY COUNCILMAN BRADY, SECONDED BY COUNCILMAN GORDON AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

5-N. COUNCIL COMMITTEE TO STUDY ALL PHASES OF RELIEF.

(COUNCILMEN ADDONIZIO, COOPER, MELILLO)

CHAIRMAN ADDONIZIO REPORTED PROGRESS.

A MOTION TO ACCEPT THE REPORT WAS MADE BY COUNCILMAN GORDON, SECONDED BY PRESIDENT BONTEMPO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

5-O. COUNCIL COMMITTEE TO STUDY PENN PLAZA PROPOSAL.

(COUNCILMAN COOPER, CHAIRMAN).

A. UTILITY CHANGES NECESSARY.

(COUNCILMEN COOPER, BONTEMPO, MELILLO)

B. FISCAL ADVISORY STUDY.

(COUNCILMEN COOPER, ADDONIZIO, GORDON)

C. RATABLE AND RELOCATION STUDY.

(COUNCILMEN COOPER, SANTORO, TURNER)

COUNCILMAN ADDONIZIO, REPORTING FOR CHAIRMAN COOPER, REPORTED PROGRESS.

A MOTION TO ACCEPT THE REPORT WAS MADE BY COUNCILMAN BRADY, SECONDED BY COUNCILMAN TURNER AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING

PRESIDENT BONTEMPO CALLED FOR ORDINANCES ON FIRST READING.

6-F-A. THE CITY CLERK READ AN ORDINANCE LICENSING AND REGULATING FOOD CATERERS AS TO OFF-OWN PREMISES SERVICE, AND SUPPLEMENTING CHAPTER 8 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951.

(COPY OF ORDINANCE SUBMITTED TO EACH MEMBER OF THE COUNCIL)

(STAFF REPORT)

(COUNCIL TO MEET WITH LICENSE COMMISSIONER VERNIERO NOVEMBER 10, 1959)

A MOTION TO DEFER ACTION ON THIS ORDINANCE TO THE NOVEMBER 23, 1959 MEETING OF THE MUNICIPAL COUNCIL WAS MADE BY COUNCILMAN SANTORO, SECONDED BY COUNCILMAN ADDONIZIO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

6-F-B. THE CITY CLERK READ AN ORDINANCE PROVIDING FOR THE VACATION, RELEASE AND EXTINGUISHMENT OF THE PUBLIC RIGHTS OF AND IN THE FOLLOWING STREETS AS LAID OUT ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES:

ALL THAT PART OF AVENUE L, AS LAID OUT 75 FEET IN WIDTH, EXTENDING FROM THE NORTHWESTERLY LINE OF STATE HIGHWAY ROUTES 1 AND 9 TO THE SOUTHERLY LINE OF MC GREGOR AVENUE AND 30 FEET, MORE OR LESS, IN WIDTH ALONG THE EASTERLY LINE OF BERLIN STREET, EXTENDING FROM THE NORTHERLY LINE OF MC GREGOR AVENUE 20 FEET, MORE OR LESS, NORTHERLY TO LANDS OF THE NEWARK AND NEW YORK RAILROAD;

ALL THAT PART OF MC GREGOR AVENUE, AS LAID OUT 80 FEET IN WIDTH, EXTENDING FROM BERLIN STREET TO THE NORTHWESTERLY LINE OF STATE HIGHWAY ROUTES 1 AND 9;

ALL THAT PART OF THREE UNNAMED STREETS, AS EACH IS LAID OUT 60 FEET IN WIDTH, LYING BETWEEN ST. CHARLES STREET AND MC GREGOR AVENUE AND EXTENDING FROM BERLIN STREET TO THE NORTHWESTERLY LINE OF STATE HIGHWAY ROUTES 1 AND 9.

(COPY OF ORDINANCE SUBMITTED TO EACH MEMBER OF THE COUNCIL)

(APPROVED BY CENTRAL PLANNING BOARD)

A MOTION DIRECTING THE CITY CLERK TO RETURN THIS ORDINANCE TO BUSINESS ADMINISTRATOR RINALDI WITH THE RECOMMENDATION AN EASEMENT BE GIVEN TO THE PUBLIC SERVICE ELECTRIC AND GAS COMPANY FOR THE UTILITIES NOW IN A PORTION OF THIS PROPERTY AND WHICH UTILITIES FEED INDUSTRIES AND PROPERTIES IN THE AREA; FURTHER, AFTER THE EASEMENTS HAVE BEEN WORKED OUT AND GRANTED, THE ORDINANCES SHALL BE AMENDED TO CONFORM WITH THIS ACTION AND RETURNED TO THE COUNCIL FOR VACATION CONSIDERATION, WAS MADE BY COUNCILMAN ADDONIZIO, SECONDED BY COUNCILMAN MELILLO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

6-F-C. THE CITY CLERK READ AN ORDINANCE PROVIDING FOR THE VACATION, RELEASE AND EXTINGUISHMENT OF THE PUBLIC RIGHTS, IF ANY, OF AND IN THAT PART OF ELM STREET, AS LAID OUT 43 FEET IN WIDTH, MORE OR LESS, ON A MAP ENTITLED "MAP OF PROPERTY OF THE LATE GENERAL THOMAS WARD, DEC., IN THE VTH WARD OF THE CITY OF NEWARK", EXTENDING FROM MADISON STREET TO MONROE STREET.

(APPROVED BY CENTRAL PLANNING BOARD)

(COPY OF ORDINANCE SUBMITTED TO EACH MEMBER OF THE COUNCIL)

A MOTION TO ADOPT THE ORDINANCE ON FIRST READING WAS MADE BY COUNCILMAN GORDON, SECONDED BY COUNCILMAN MELILLO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

PRESIDENT BONTEMPO: THE YESES ARE EIGHT AND THE NOES ARE NONE. THIS ORDINANCE IS DECLARED ADOPTED ON FIRST READING AND THE CITY CLERK IS HEREBY AUTHORIZED

and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 23, 1959.

6-F-D. The City Clerk read AN ORDINANCE PROVIDING FOR THE VACATION, RELEASE AND EXTINGUISHMENT OF THE PUBLIC RIGHTS, IF ANY, OF AND IN THAT PART OF THE FOLLOWING STREETS AS LAID OUT ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES:

ALL THAT PART OF AVENUE M, ELIZABETHPORT AVENUE, AVENUE N, AVENUE O, AVENUE P AND AVENUE Q, AS THE SAME ARE LAID OUT 75 FEET IN WIDTH, AND IN THAT PART OF THE REMAINING EASTERLY ONE-HALF OF AVENUE R, EAST OF THE EASTERLY LINE OF DOREMUS AVENUE, SAME BEING 37½ FEET IN WIDTH, ALL EXTENDING FROM THE SOUTH SIDE OF MURRAY STREET TO THE HIGH WATER LINE OF NEWARK BAY; AND IN THAT PART OF ASTOR STREET, EMMET STREET, WRIGHT STREET, MILLER STREET, VANDERPOOL STREET, POINIER STREET AND EARL STREET AS THE SAME ARE LAID OUT 60 FEET IN WIDTH, ALL EXTENDING FROM THE EAST SIDE OF AVENUE M TO THE HIGH WATER LINE OF NEWARK BAY.

(Copy of ordinance submitted to each member of the Council)

(Approved by Central Planning Board with proviso)

A motion to amend this ordinance by adding thereto Section 2. which reads as follows: "SECTION 2. THE RIGHTS OF PUBLIC UTILITIES IN THIS VACATED AREA ARE HEREBY RESERVED.", was made by Councilman Melillo, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

A motion to adopt the ordinance, as amended, on first reading was made by Councilman Melillo, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are eight and the noes are none. This ordinance, as amended, is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance, as amended, will come up for a public hearing and be considered for further action on November 23, 1959.

6-F-E. The City Clerk read AN ORDINANCE RELATING TO DRAINAGE OF ROOFS OF BUSINESS BUILDINGS.

(Copy of ordinance submitted to each member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Santoro, seconded by Councilman Turner and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 23, 1959.

6-F-f. The City Clerk read AN ORDINANCE RELATING TO FURNISHING AND MAINTAINING MINIMUM HEAT IN CERTAIN BUSINESS BUILDINGS.

(This ordinance regulates the furnishing and maintenance of minimum heat in certain buildings)

(Copy of ordinance submitted to each member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Santoro, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are eight and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 23, 1959.

6-F-g. The City Clerk read AN ORDINANCE AMENDING SECTION 9.3 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED.

(This proposed amendment would permit the City to charge ambulance service to patients who are transported to any hospital, including Martland Medical Center)

(Copy of ordinance submitted to each member of the Council)

A motion to defer further action on this ordinance was made by Councilman Santoro, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

Public Hearing on Ordinances as Advertised

6-Ph-a. The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, this being the date and time set therefor.

AN ORDINANCE TO AMEND SECTION 8.194.1 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, 1951, AS AMENDED, REGULATING AND LICENSING THE OPERATION OF MERRY-GO-ROUNDS, WHIPS, AND OTHER SIMILAR DEVICES MOUNTED ON AUTOMOBILE CHASSIS.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That Section 8.194.1 of the Revised Ordinances of The City of Newark, 1951, as amended, is hereby amended to read as follows:

(a) No person shall operate on any street or any public or private place a merry-go-round, whip or other device for amusement, mounted on automobile chassis, or solicit riders therefor, without first having obtained a license therefor from the [Municipality] Supervisor of Licenses.

(b) Every automobile amusement device shall be operated by the operator or his duly authorized and qualified agent only and no riders shall be permitted in the cab of the vehicle at any time.

(c) Every Merry-Go-Round, Whip and other similar device mounted on an automobile chassis shall have a speed control device regulating the maximum speed of the amusement apparatus.

(d) No license shall issue and no such amusement device shall be operated or riders solicited therefor unless and until the owner has filed with the Director of the Department of Revenue of the municipality, for a period of the license, an insurance policy of a company duly licensed under the laws of this State, in the sum of $25,000. - $50,000. against loss by reason of liability imposed by law upon the owner thereof for damages on account of bodily injuries suffered by any rider on such device as a result of an accident occuring thereon during the operation of the amusement apparatus, and shall be for the benefit of every person suffering loss, damage or injury arising as aforesaid.

(e) Application for license shall be filed in the office of the Director of Department of Revenue on forms to be provided.

(f) The fee for said license shall be $100.00 per annum, and shall issue for the calendar year.

(g) A license plate or certificate shall issue, which the owner shall attach to and display on the device.

(h) The provisions of this ordinance shall apply only to the amusement operational feature of such automobile amusement device while in such operation for the reception of riders, and in use by riders, on a street, [or] public or private place in the City of Newark.

2. This ordinance shall take effect upon final passage and publication in accordance with the law.

President Bontempo called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

NO ONE APPEARING, PRESIDENT BONTEMPO ENTERTAINED THE MOTION THAT THE HEARING IN THIS MATTER BE CLOSED AND A MOTION TO CLOSE THE HEARING WAS MADE BY COUNCILMAN ADDONIZIO, SECONDED BY COUNCILMAN MELILLO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

6-PH-B. THE CITY CLERK: THE FOLLOWING ORDINANCE WAS ADOPTED ON FIRST READING, ADVERTISED IN ACCORDANCE WITH LAW AND A HEARING DATE SET. IT IS NOW BEFORE YOU FOR PUBLIC HEARING, THIS BEING THE DATE AND TIME SET THEREFOR.

AN ORDINANCE APPROPRIATING $4,094.00 FROM CAPITAL IMPROVEMENT FUND - WATER UTILITY CAPITAL ACCOUNT - FOR CONVEYANCE OF PROPERTY SITUATED PARTLY IN THE TOWNSHIP OF LITTLE FALLS, AND PARTLY IN THE BOROUGH OF WEST PATERSON, COUNTY OF PASSAIC, STATE OF NEW JERSEY.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. THAT THE SUM OF $4,094.00 IS HEREBY APPROPRIATED FROM THE CAPITAL IMPROVEMENT FUND - WATER UTILITY CAPITAL ACCOUNT - TO COVER COST OF CONVEYANCE FOR PROPERTY SITUATED PARTLY IN THE TOWNSHIP OF LITTLE FALLS AND PARTLY IN THE BOROUGH OF WEST PATERSON, COUNTY OF PASSAIC, STATE OF NEW JERSEY.

2. THAT PASSAIC VALLEY WATER COMMISSION HAS OFFERED TO CONVEY SAID PROPERTY TO THE CITY OF NEWARK FOR ONE-HALF OF ITS APPRAISED VALUE.

3. THAT RESOLUTION #7-RV ADOPTED BY THE MUNICIPAL COUNCIL SEPTEMBER 2, 1959 AUTHORIZED PREPARATION OF AN ORDINANCE APPROPRIATING THE SUM OF $4,094.00 FROM THE "CAPITAL IMPROVEMENT FUND - WATER UTILITY - CAPITAL ACCOUNT".

4. THAT THE DIRECTOR OF FINANCE IS HEREBY AUTHORIZED AND DIRECTED TO CREATE FUNDS AS OUTLINED IN THIS ORDINANCE.

THIS ORDINANCE SHALL TAKE EFFECT UPON FINAL PASSAGE AND PUBLICATION AS BY LAW PROVIDED.

PRESIDENT BONTEMPO CALLED FOR THOSE DESIRING TO BE HEARD ON THIS ORDINANCE TO APPROACH THE RAIL, GIVE HIS NAME AND ADDRESS AND BE HEARD.

NO ONE APPEARING, PRESIDENT BONTEMPO ENTERTAINED THE MOTION THAT THE HEARING IN THIS MATTER BE CLOSED AND A MOTION TO CLOSE THE HEARING WAS MADE BY COUNCILMAN BRADY, SECONDED BY COUNCILMAN TURNER AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

6-PH-C. THE CITY CLERK: THE FOLLOWING ORDINANCE WAS ADOPTED ON FIRST READING, ADVERTISED IN ACCORDANCE WITH LAW AND A HEARING DATE SET. IT IS NOW BEFORE YOU FOR PUBLIC HEARING, THIS BEING THE DATE AND TIME SET THEREFOR.

AN ORDINANCE APPROPRIATING $75,000.00 FROM CAPITAL IMPROVEMENT FUND FOR IMPROVEMENTS AT BRANCH BROOK PARKING AREA.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. THAT THE SUM OF $75,000.00 IS HEREBY APPROPRIATED FOR CAPITAL IMPROVEMENT FUND FOR IMPROVING, INCLUDING DEMOLITION, EXCAVATION, PAVING AND ALL INCIDENTAL WORK, OF BRANCH BROOK PARK PARKING AREA.

2. THIS ORDINANCE SHALL TAKE EFFECT UPON FINAL PASSAGE AND PUBLICATION AS BY LAW PROVIDED.

PRESIDENT BONTEMPO CALLED FOR THOSE DESIRING TO BE HEARD ON THIS ORDINANCE TO APPROACH THE RAIL, GIVE HIS NAME AND ADDRESS AND BE HEARD.

NO ONE APPEARING, PRESIDENT BONTEMPO ENTERTAINED THE MOTION THAT THE HEARING IN THIS MATTER BE CLOSED AND A MOTION TO CLOSE THE HEARING WAS MADE BY COUNCILMAN MELILLO, SECONDED BY COUNCILMAN GORDON AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

6-PH-D. THE CITY CLERK: THE FOLLOWING ORDINANCE WAS ADOPTED ON FIRST READING, ADVERTISED IN ACCORDANCE WITH LAW AND A HEARING DATE SET. IT IS NOW BEFORE YOU FOR PUBLIC HEARING, THIS BEING THE DATE AND TIME SET THEREFOR.

AN ORDINANCE PROHIBITING CARHOP FOOD AND BEVERAGE SERVICE DURING HOURS 12:00 P. M. TO 7:00 A. M., SUPPLEMENTING ARTICLE XII, CHAPTER 8, REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951.

WHEREAS, IT IS HEREBY DETERMINED THAT DURING THE NIGHT HOURS THE PUBLIC PEACE AND DECORUM ARE BEING DISTURBED BY THE CONDUCT OF CARHOP SERVICE OF FOOD AND BEVERAGES AND, THEREFORE, THE PUBLIC WELFARE REQUIRES THAT SUCH SERVICE BE PROHIBITED DURING THE PERIOD BETWEEN THE HOURS OF 12:00 P. M. AND 7:00 A. M.; THEREFORE,

THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK DOES HEREBY ORDAIN:

1. THAT ARTICLE XII OF CHAPTER 8, BUSINESS AND OCCUPATIONS, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, BE AND THE SAME IS HEREBY SUPPLEMENTED BY THE ADDITION OF THE FOLLOWING PROVISIONS, TO WIT:

SEC. 8.171.1 CARHOP FOOD AND BEVERAGE SERVICE PROHIBITED BETWEEN 12:00 P. M. AND 7:00 A. M.

A. DEFINITION: THE WORDS "CARHOP SERVICE" SHALL MEAN DELIVERY SERVICE BETWEEN THE RESTAURANT OR OTHER PLACE WHERE COOKED FOOD OR BEVERAGES, OR BOTH, ARE SERVED AND DELIVERED BY THE OWNER OR OPERATOR, ITS AGENTS OR EMPLOYEES, TO THE OCCUPANTS OF AUTOMOBILES PARKING ON, IN OR ABOUT THE RESTAURANT, ETC., PREMISES, OR ADJACENT PREMISES OR THOROUGHFARE, FOR CONSUMPTION THEREAT.

B. NO PERSON, FIRM OR CORPORATION, OWNER OR OPERATOR OF ANY RESTAURANT OR OTHER PLACES WHERE COOKED FOOD OR BEVERAGES, OR BOTH, ARE SERVED SHALL FURNISH OR PERMIT CARHOP SERVICE IN CONNECTION WITH SUCH BUSINESS DURING THE PERIOD BETWEEN 12:00 P. M. AND 7:00 A. M.

C. No person shall, between the hours of 12:00 P. M. and 7:00 A. M. engage in carhop service as herein defined.

D. The owner and operator of any restaurant or other place where carhop service is provided shall display a notice that carhop service is not provided or permitted between the hours of 12:00 P. M. and 7:00 A. M.

2. Any person, firm or corporation violating any provision of this ordinance shall upon conviction be fined not more than $500.00 or be imprisoned for not more than ninety days, or both.

3. This ordinance shall take effect upon final passage and publication, as by law provided.

President Bontempo called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

Mr. Russell Saxby, Columbus, Ohio, representing White Castle, Inc. spoke in opposition to the ordinance. He informed the Council he had been in contact with Police Director Weldon and presented copy of a communication addressed to Director Weldon. Mr. Saxby urged the Council to defer action on this ordinance and offered the services of his organization to implement the provisions of the ordinance on a voluntary basis.

Councilman Callaghan pointed out this ordinance was initiated by the Director of Police. He was opposed to deferring action and told the speaker if the ordinance is established and the situations existing at his location were corrected, this would be the best solution for all concerned.

Councilman Brady remarked it was commendable of the speaker to appear this evening and offer assistance to the Director of Police to eliminate conditions existing at his drive-in restaurant. He noted establishment of this ordinance would not hurt White Castle if there were no violations existing.

Councilman Gordon stated the Council had received no word from Police Director Weldon to indicate he was in favor of deferring action. He opined the speaker was possibly fearful that the establishment of this ordinance would be setting a precedent for other cities throughout the Country.

Councilman Santoro contended because Director Weldon did not contact the Municipal Council it did not necessarily indicate he was not interested in deferring action on this matter. Since the speaker had offered to put into effect, on a voluntary basis, what the ordinance stipulates, he felt the Council should defer action at this time.

Councilman Melillo questioned Mr. Saxby and Mr. Billingsly, Supervisor of this White Castle Restaurant, with respect to violations and efforts to curb such violations.

Councilman Turner was in favor of deferring action to permit the White Castle to take their voluntary steps to curb violations.

Councilman Addonizio questioned Mr. Billingsly as to the protection provided at his location.

President Bontempo said he did not feel the location of the White Castle was large enough or suitable for a carhop service. He noted this restaurant was set right next to a residential area and there were many complaints from the residents in the area.

Mr. Edward L. Bitman, 525 Wyoming Avenue, Millburn, New Jersey, representing Park 'N Eat Drive-In Restaurant, located at South Broad and Poinier Streets, Newark, spoke in opposition to this ordinance and pointed out his company would be an innocent victim since no violations exist at their restaurant.

Mr. Bitman recommended the Council amend the ordinance by stating if a business engaging in carhop service is located in an area where there are no residences within 300-400 feet of the boundary line, they may be permitted to have carhop services after the curfew hour; and further recommended elimination of all loud speaker systems after the curfew hour.

Councilman Turner said there was a great deal of merit to the remarks made by Mr. Bitman.

No one else appearing, President Bontempo entertained the motion that the hearing in this matter be closed and a motion to close the hearing was made by Councilman Melillo, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

Ordinances on Second Reading and Final Passage.

President Bontempo called for ordinances on second reading and final passage.

6-S & F-A. The City Clerk: The following ordinance adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage.

AN ORDINANCE TO AMEND SECTION 8.194.1 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, 1951, AS AMENDED, REGULATING AND LICENSING THE OPERATION OF MERRY-GO-ROUNDS, WHIPS, AND OTHER SIMILAR DEVICES MOUNTED ON AUTOMOBILE CHASSIS.

A motion to adopt the ordinance on second reading and final passage was made by Councilman Addonizio, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-B. THE CITY CLERK: THE FOLLOWING ORDINANCE ADOPTED ON FIRST READING, UPON WHICH A HEARING WAS HELD AND CLOSED, IS NOW BEFORE THE COUNCIL FOR CONSIDERATION ON SECOND READING AND FINAL PASSAGE.

AN ORDINANCE APPROPRIATING $4,094.00 FROM CAPITAL IMPROVEMENT FUND - WATER UTILITY CAPITAL ACCOUNT - FOR CONVEYANCE OF PROPERTY SITUATED PARTLY IN THE TOWNSHIP OF LITTLE FALLS, AND PARTLY IN THE BOROUGH OF WEST PATERSON, COUNTY OF PASSAIC, STATE OF NEW JERSEY

A MOTION TO ADOPT THE ORDINANCE ON SECOND READING AND FINAL PASSAGE WAS MADE BY COUNCILMAN BRADY, SECONDED BY COUNCILMAN TURNER AND ADOPTED BY THE FOLLOWING VOTES:

YES COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

PRESIDENT BONTEMPO: THE YESES ARE EIGHT AND THE NOES ARE NONE. THIS ORDINANCE HAVING BEEN READ ON TWO SEPARATE DAYS AND HAVING ACHIEVED THE VOTE REQUIRED BY THE STATUTE, IS DECLARED ADOPTED. THE CLERK IS DIRECTED TO DELIVER SAME TO THE MAYOR FOR HIS APPROVAL OR DISAPPROVAL.

6-S & F-C. THE CITY CLERK: THE FOLLOWING ORDINANCE ADOPTED ON FIRST READING, UPON WHICH A HEARING WAS HELD AND CLOSED, IS NOW BEFORE THE COUNCIL FOR CONSIDERATION ON SECOND READING AND FINAL PASSAGE.

AN ORDINANCE APPROPRIATING $75,000.00 FROM CAPITAL IMPROVEMENT FUND FOR IMPROVEMENTS AT BRANCH BROOK PARKING AREA.

A MOTION TO ADOPT THE ORDINANCE ON SECOND READING AND FINAL PASSAGE WAS MADE BY COUNCILMAN MELILLO, SECONDED BY COUNCILMAN GORDON AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

PRESIDENT BONTEMPO: THE YESES ARE EIGHT AND THE NOES ARE NONE. THIS ORDINANCE HAVING BEEN READ ON TWO SEPARATE DAYS AND HAVING ACHIEVED THE VOTE REQUIRED BY THE STATUTE, IS DECLARED ADOPTED. THE CLERK IS DIRECTED TO DELIVER SAME TO THE MAYOR FOR HIS APPROVAL OR DISAPPROVAL.

6-S & F-D. THE CITY CLERK: THE FOLLOWING ORDINANCE ADOPTED ON FIRST READING, UPON WHICH A HEARING WAS HELD AND CLOSED, IS NOW BEFORE THE COUNCIL FOR CONSIDERATION ON SECOND READING AND FINAL PASSAGE.

AN ORDINANCE PROHIBITING CARHOP FOOD AND BEVERAGE SERVICE DURING HOURS 12:00 P. M. TO 7:00 A. M., SUPPLEMENTING ARTICLE XII, CHAPTER 8, REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951.

A motion to defer action on this ordinance to permit the Municipal Council to discuss this ordinance with Director Weldon and the Corporation Counsel at the special conference to be held December 8, 1959, was made by Councilman Santoro and seconded by Councilman Brady.

Councilman Gordon suggested that the Corporation Counsel be requested to submit to the Municipal Council at the earliest possible moment an opinion on the legality of the amendments proposed by Mr. Bitman.

President Bontempo remarked he still felt the White Castle was too close to a residential area.

Councilman Addonizio noted the legitimate operators of drive-ins should not be penalized because of violations of others.

Councilman Brady said he was concerned with the legitimate complaints made by Mr. Bitman and he felt it was the Council's duty to go into this matter thoroughly.

The motion to defer action on this ordinance was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Gordon, Melillo, Santoro, Turner, President Bontempo.

No: Councilman Callaghan.

6-S & F-E. The City Clerk: The following ordinance adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage.

AN ORDINANCE AMENDING SEC. 7.153, PROTECTION OF MASONRY, ARTICLE 10, MASONRY CONSTRUCTION, CHAPTER 7, BUILDING CODE, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951.

(This proposed amendment to the Building Code would control speed of vehicles to less than 10 miles per hour in buildings used for the housing or storage of motor vehicles)

(Copy of ordinance submitted to each member of the Council)

(Deferred at request of Parking Authority and awaiting recommendation of Business Administrator)

A motion to adopt the ordinance on second reading and final passage was made by Councilman Callaghan, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Clerk is directed to deliver same to the Mayor for his approval or disapproval.

S & F-F. THE CITY CLERK: THE FOLLOWING ORDINANCE ADOPTED ON FIRST READING, UPON WHICH A HEARING WAS HELD AND CLOSED, IS NOW BEFORE THE COUNCIL FOR CONSIDERATION ON SECOND READING AND FINAL PASSAGE.

AN ORDINANCE AMENDING AND SUPPLEMENTING ARTICLE XVI, GARAGES, SERVICE STATIONS, ETC. OF CHAPTER 14, FIRE PREVENTION CODE, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951.

(THIS PROPOSED AMENDMENT TO THE OPEN DECK PARKING ORDINANCE, FIRE PREVENTION CODE, WOULD PROVIDE ADDITIONAL PROTECTION ON EACH TIER OF PARKING DECKS; AND HOLD MANAGER RESPONSIBLE FOR CONTROL OF SPEED OF VEHICLES)

(COPY OF ORDINANCE SUBMITTED TO EACH MEMBER OF THE COUNCIL)

(DEFERRED AT REQUEST OF PARKING AUTHORITY AND AWAITING RECOMMENDATION OF BUSINESS ADMINISTRATOR)

A MOTION TO DEFER ACTION ON THIS ORDINANCE PENDING RESULTS OF CONFERENCE BETWEEN THE BUSINESS ADMINISTRATOR AND THE PARKING AUTHORITY TO RESOLVE CERTAIN OBJECTIONS MADE BY THE PARKING AUTHORITY, WAS MADE BY COUNCILMAN ADDONIZIO, SECONDED BY COUNCILMAN GORDON AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

HEARINGS OF CITIZENS.

6-HC-A. MR. ARTHUR FISHBEIN, 282 CHANCELLOR AVENUE, NEWARK, NEW JERSEY, ADDRESSED THE MUNICIPAL COUNCIL ON THE SUBJECT "REQUEST FOR CONSIDERATION FOR DESERVING CITY EMPLOYEES".

6-HC-B. MR. SAMUEL H. GOOEN, 200 MULBERRY STREET, NEWARK, NEW JERSEY ADDRESSED THE MUNICIPAL COUNCIL ON THE SUBJECT "RECONSIDERATION OF LEASE FOR VACANT LOT AT 51-53 LOCK STREET".

COUNCILMAN CALLAGHAN ASKED THE SPEAKER WHY HE HAD NOT ACTED BEFORE THE LEASE WAS GRANTED TO ANOTHER INDIVIDUAL AND THE SPEAKER REPLIED HE HAD BEEN INFORMED BY HIS CLIENT OF THE LEASE AFTER IT HAD BEEN APPROVED.

COUNCILMAN MELILLO REMARKED SINCE THE LEASE HAS ALREADY BEEN EXECUTED IT WAS BEYOND THE JURISDICTION OF THE COUNCIL TO UNDO THIS ACTION.

COUNCILMAN GORDON STATED IF MR. GOOEN'S CLIENT FEELS AGGRIEVED HIS CASE SHOULD BE SETTLED IN THE COURTS.

COUNCILMAN CALLAGHAN POINTED OUT THERE SEEMED TO BE SOME QUESTION AS TO WHETHER THE INDIVIDUAL REPRESENTED BY MR. GOOEN WAS UNDER THE IMPRESSION THAT THE COUNCIL WAS PREPARING A LEASE FOR HIM. HE ADDED THAT IN ALL SALES OR LEASES TO BE ENTERED INTO BY THE MUNICIPAL COUNCIL ALL INTERESTED INDIVIDUALS SHOULD BE NOTIFIED.

Councilman Turner said he had been told that this particular piece of property would be used for street widening and that he had requested a deferment when this lease was presented.

Councilman Melillo suggested Mr. Gooen present his case to the Business Administrator and if Administration sees fit to exercise the recapture clause, this matter can be resubmitted to the Municipal Council.

6-HC-c. MR. GEORGE SZALONKIEWICZ, 14 SCHOFIELD STREET, NEWARK, NEW JERSEY addressed the Municipal Council on the subject "NOISE NUISANCE".

Councilman Addonizio remarked he had investigated this matter and had been informed by the Police Department that the officer in question had permission to take his motorcycle home.

Councilman Brady and President Bontempo expressed their sympathy with the complaint made by the speaker, but pointed out the Policeman in question was performing his duty.

RESOLUTIONS AND MOTIONS.

Resolutions.

7-R-a. Councilman Callaghan presented and moved EMERGENCY RESOLUTION APPROPRIATING $12,500.00 TO PROVIDE FUNDS TO INVESTIGATE THE ACCOUNTS RECEIVABLE OF DISCHARGED PATIENTS AT THE MARTLAND MEDICAL CENTER. THIS APPROPRIATION TO COVER SERVICES BY CONTRACT, MATERIALS AND SUPPLIES AND POSTAGE.

(Council met with Mayor and Business Administrator September 22, 1959)

A motion to adopt this resolution with the understanding that the Business Administrator submit a report giving the name or names of the person or persons authorizing this expenditure before the necessary appropriation resolution had been adopted; together with a detailed account of the expenditures and a full report on the extent, scope and results of the survey in question, was made by Councilman Callaghan, seconded by Councilman Melillo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-b. Councilman Melillo presented and moved RESOLUTION APPROVING OFFER BY VINCENT CARUSO TO PURCHASE CITY-OWNED PROPERTY AT 132 BROOKDALE AVENUE, BLOCK 4063, LOT 79, 124-126 BROOKDALE AVENUE, BLOCK 4063, LOTS 75-76; 99-105 BOYLAN STREET, BLOCK 4063, LOT 84; 108-112 BOYLAN STREET, BLOCK 4061, LOT 57; 114-120 BOYLAN STREET, BLOCK 4061, LOT 60; REAR BOYLAN STREET, BLOCK 4061, LOT 63; 129-131 SUNSET AVENUE, BLOCK 4061, LOT 80; 133-135 SUNSET AVENUE, BLOCK 4061, LOT 78; 115-117 SUNSET AVENUE, BLOCK 4061, LOT 88; 103-105 SUNSET AVENUE, BLOCK 4061, LOTS 93-94; FOR $20,000.00; AUTHOR-

IZING ADVERTISING AND SETTING RETURN DATE FOR FINAL BIDS.

The motion was seconded by Councilman Turner.

Councilman Addonizio requested the City Clerk to note in the record a report from Dr. Kennelly.

The City Clerk reported Dr. Kennelly said he inspected this property and with the acquisition of approximately twelve homes in this area there would still be only two and one half or three acres which would provide an area for a small school. Dr. Kennelly had not changed his opinion that this was not a proper place for a high school. Further, he has not had an opportunity to discuss this with the Board of Education, but would restate his position to the Board at their next meeting.

Councilman Addonizio related he spoke to Mr. Fuchs a few hours ago and he stated he was awaiting a report from Dr. Kennelly. Councilman Addonizio thought two and one half acres was enough for a high school and only Weequahic High School has more area.

President Bontempo asserted this matter had been deferred for five years and the sale of this property should not be held up any longer, particularly in view of the letter from Dr. Titus and the definite statements of representatives of the Board of Education that they had no intention of using this land for high school purposes. He further emphasized the need for homes in the City and the added ratables that would result.

Councilman Callaghan related he attended a Board of Education meeting and spoke of the need for a high school in the Vailsburg Area. He informed the Board of Education of the Council's intention to prepare this parcel of land for sale and urged them to give the Council a definite answer. He added he attended a Board of School Estimate meeting this evening and had been informed this matter would be discussed at the next meeting of the Board of Education and a definite decision rendered. He would, therefore, be in favor of postponing action on this offer to December 2, 1958, but no later.

Councilman Melillo asserted the Council moved at the last meeting to hold a conference with representatives of the Board of Education and, therefore, felt it would be improper to act at this time. He added Mr. Fuchs had spoken to members of the Council this evening and as a result of some questioning had replied he did not know if the Board of Education intended to use this site for a school.

At this point Councilman Melillo withdrew his motion to approve this resolution and Councilman Turner withdrew his second to the motion.

A motion to defer action on this resolution to the December 2, 1959 meeting of the Municipal Council and directing the City Clerk to forward a letter to the members of the Board of Education, the Superintendent of Schools and the Secretary of the Board of Education requesting the Board of Education to make a definite decision before that date on whether or not this site is to be used by the Board of Education for the construction of a high school in the Vailsburg Area, was made by Councilman Addonizio, seconded by Councilman Callaghan and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner.

No: President Bontempo.

7-R-c. EMERGENCY RESOLUTION APPROPRIATING $36,622.44 FOR "SALARIES AND WAGES", POLICE DEPARTMENT, TO PROVIDE FUNDS TO INCREASE THE POLICE PERSONNEL BY TWENTY-FIVE EMPLOYEES DUE TO REORGANIZATION PLAN BY POLICE DIRECTOR, NOT PROVIDED FOR IN 1959 BUDGET.

(Copy of Director Weldon's reorganization plan submitted to each member of the Council)

(Council met with Director Weldon October 27, 1959)

A motion to return this resolution to Administration in view of the fact that it was not properly drafted and was being corrected by substitution of Resolutions 7-R-aa. and 7-R-ab. in the minutes of this meeting, was made by Councilman Melillo, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-d. Councilman Gordon presented and moved RESOLUTION CANCELLING YEAR 1929 PERSONAL PROPERTY TAXES FOR 809 INDIVIDUALS TOTALING $7,257.96 - REASON "MOVED - CANNOT BE LOCATED".

The motion was seconded by Councilman Turner and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-e. Councilman Addonizio presented and moved RESOLUTION AUTHORIZING CITY TREASURER TO REFUND OVERPAYMENT OF $20.00 TO JONATHAN BIZZELL, FORMERLY A PATIENT AT MARTLAND MEDICAL CENTER.

The motion was seconded by Councilman Turner and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-f. Councilman Melillo presented and moved RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND THE SUM OF $20.00 TO CALOLA NELSON, 243 - 14TH AVENUE, NEWARK; APPLICATION TO PRE-NATAL CLINIC FOR TREATMENT WAS MADE AND AFTER ONE TREATMENT NO LONGER DESIRED SERVICES OF HOSPITAL.

The motion was seconded by Councilman Gordon and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-g. Councilman Melillo presented and moved RESOLUTION AUTHORIZING THE DIRECTOR OF FINANCE TO REFUND THE AMOUNT OF $31.23 TO CLUB HARMONY AND CLUB HARMONY LADIES AUXILIARY; SAID AMOUNT BEING DIFFERENCE BETWEEN SUM OF MONEY DEPOSITED AND AMOUNT OF LICENSE FEE DUE THEREON, ON FILING OF APPLICATION TO THE MUNICIPAL BOARD OF ALCOHOLIC BEVERAGE CONTROL.

The motion was seconded by Councilman Turner and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-h. Councilman Brady presented and moved RESOLUTION AUTHORIZING RENEWAL OF ISSUANCE OF BOND ANTICIPATION NOTES IN THE AMOUNT OF $39,000. PURSUANT TO ORDINANCE ADOPTED JANUARY 2, 1958 "APPROPRIATING $42,000 TO FINANCE THE RECONSTRUCTION OF BUILDINGS AT THE IVY HAVEN HOME AND AUTHORIZING THE ISSUANCE OF BONDS TO MEET SUCH APPROPRIATION, AND THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS".

The motion was seconded by Councilman Santoro and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Gordon, Melillo, Santoro, Turner, President Bontempo.

No: Councilman Callaghan.

7-R-i. Councilman Gordon presented and moved RESOLUTION AUTHORIZING RENEWAL OF ISSUANCE OF BOND ANTICIPATION NOTES IN THE AMOUNT OF $36,100. PURSUANT TO ORDINANCE ADOPTED MARCH 19, 1958 "APPROPRIATING $700,000 FOR THE ACQUISITION AND DEVELOPMENT OF SITES FOR THE PUBLIC PARKING OF VEHICLES AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SUCH APPROPRIATION AND THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS".

The motion was seconded by Councilman Santoro and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Gordon, Melillo, Santoro, Turner, President Bontempo.

No: Councilman Callaghan.

7-R-j. President Bontempo presented and moved RESOLUTION AUTHORIZING RENEWAL OF ISSUANCE OF BOND ANTICIPATION NOTES IN THE AMOUNT OF $14,000. PURSUANT TO AN ORDINANCE ADOPTED SEPTEMBER 3, 1958 "APPROPRIATING AN ADDITIONAL $15,000. TO FINANCE THE CON-

STRUCTION OF A SANITARY SEWER IN AVENUE L AND AUTHORIZING THE ISSUANCE OF BONDS TO MEET SUCH APPROPRIATION, AND THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS".

THE MOTION WAS SECONDED BY COUNCILMAN GORDON AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-K. COUNCILMAN GORDON PRESENTED AND MOVED RESOLUTION AUTHORIZING RENEWAL OF ISSUANCE OF BOND ANTICIPATION NOTES IN THE AMOUNT OF $50,000. PURSUANT TO ORDINANCE ADOPTED APRIL 3, 1957, "PROVIDING FOR THE OPENING AND WIDENING OF ATLANTIC STREET ON THE EASTERLY SIDE THEREOF EXTENDING FROM LOMBARDY STREET TO BRIDGE STREET AND FOR THE CURBING, FLAGGING AND PAVING WITH FINE AGGREGATE ASPHALT CONCRETE PAVEMENT (1½" TOP, 1½" BINDER) ON A SIX (6) INCH CONCRETE FOUNDATION EXTENDING FROM LOMBARDY STREET TO BRIDGE STREET".

THE MOTION WAS SECONDED BY COUNCILMAN MELILLO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-L. COUNCILMAN MELILLO PRESENTED AND MOVED RESOLUTION AUTHORIZING RENEWAL OF ISSUANCE OF BOND ANTICIPATION NOTES IN THE AMOUNT OF $35,000. PURSUANT TO ORDINANCE ADOPTED OCTOBER 3, 1956, "TO AUTHORIZE THE INSTALLATION OF ADDITIONAL TRAFFIC CONTROL SIGNALS AND TO AUTHORIZE THE ISSUANCE OF $285,000 OF BONDS TO FINANCE THE COST THEREOF, AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE SALE OF SAID BONDS".

THE MOTION WAS SECONDED BY COUNCILMAN ADDONIZIO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

NO: COUNCILMAN CALLAGHAN.

7-R-M. COUNCILMAN TURNER PRESENTED AND MOVED RESOLUTION AUTHORIZING RENEWAL OF ISSUANCE OF BOND ANTICIPATION NOTES IN THE AMOUNT OF $240,000 PURSUANT TO ORDINANCE ADOPTED JUNE 6, 1956, "APPROPRIATING $4,616,983.66 TO FINANCE IMPROVEMENTS TO THE WATER SUPPLY SYSTEM OF THE CITY OF NEWARK, AND AUTHORIZING THE ISSUANCE OF BONDS TO MEET SUCH APPROPRIATION, AND THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SAID BONDS".

THE MOTION WAS SECONDED BY COUNCILMAN SANTORO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

NO: COUNCILMAN CALLAGHAN.

7-R-N. COUNCILMAN GORDON PRESENTED AND MOVED RESOLUTION AUTHORIZING RENEWAL OF ISSUANCE OF BOND ANTICIPATION NOTES IN THE AMOUNT OF $750,000. PURSUANT TO ORDINANCE ADOPTED JUNE 6, 1956, "APPROPRIATING $4,616,983.66 TO FINANCE IMPROVEMENTS TO THE WATER SUPPLY SYSTEM OF THE CITY OF NEWARK, AND AUTHORIZING THE ISSUANCE OF BONDS TO MEET SUCH APPROPRIATION, AND THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SAID BONDS".

THE MOTION WAS SECONDED BY COUNCILMAN ADDONIZIO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

NO: COUNCILMAN CALLAGHAN.

7-R-O. COUNCILMAN CALLAGHAN PRESENTED AND MOVED RESOLUTION AUTHORIZING RENEWAL OF ISSUANCE OF SCHOOL PROMISSORY NOTES IN THE AMOUNT OF $100,000. TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED JULY 17, 1957, "APPROPRIATING $4,141,000 FOR SCHOOL PURPOSES AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SUCH APPROPRIATION". (WEST KINNEY STREET SCHOOL)

THE MOTION WAS SECONDED BY PRESIDENT BONTEMPO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-P. COUNCILMAN ADDONIZIO PRESENTED AND MOVED RESOLUTION AUTHORIZING RENEWAL OF ISSUANCE OF SCHOOL PROMISSORY NOTES IN THE AMOUNT OF $300,000. TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED JULY 17, 1957, "APPROPRIATING $4,141,000 FOR SCHOOL PURPOSES AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SUCH APPROPRIATION". (WEST KINNEY STREET SCHOOL)

THE MOTION WAS SECONDED BY COUNCILMAN MELILLO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-Q. COUNCILMAN SANTORO PRESENTED AND MOVED RESOLUTION AUTHORIZING RENEWAL OF ISSUANCE OF SCHOOL PROMISSORY NOTES IN THE AMOUNT OF $200,000. TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED JULY 17, 1957, "APPROPRIATING $4,141,000 FOR SCHOOL PURPOSES AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SUCH APPROPRIATION". (WEST KINNEY STREET SCHOOL)

The motion was seconded by Councilman Brady and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-r. President Bontempo presented and moved RESOLUTION AUTHORIZING RENEWAL OF ISSUANCE OF SCHOOL PROMISSORY NOTES IN THE AMOUNT OF $100,000. TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED SEPTEMBER 18, 1957, "APPROPRIATING $3,053,000 FOR SCHOOL PURPOSES AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SUCH APPROPRIATION". (MC KINLEY SCHOOL)

The motion was seconded by Councilman Gordon and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-s. Councilman Melillo presented and moved RESOLUTION AUTHORIZING RENEWAL OF SCHOOL PROMISSORY NOTES IN THE AMOUNT OF $100,000. TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED SEPTEMBER 18, 1957, "APPROPRIATING $3,053,000 FOR SCHOOL PURPOSES AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SUCH APPROPRIATION". (MC KINLEY SCHOOL)

The motion was seconded by Councilman Santoro and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-t. Councilman Gordon presented and moved RESOLUTION AUTHORIZING RENEWAL OF SCHOOL PROMISSORY NOTES IN THE AMOUNT OF $100,000. TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED OCTOBER 1, 1958, "APPROPRIATING $813,300 FOR SCHOOL PURPOSES AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SUCH APPROPRIATION". (DAYTON STREET SCHOOL)

The motion was seconded by Councilman Brady and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-u. Councilman Gordon presented and moved RESOLUTION AUTHORIZING RENEWAL OF ISSUANCE OF SCHOOL PROMISSORY NOTES IN THE AMOUNT OF $100,000. TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED OCTOBER 1, 1958, "APPROPRIATING $813,300 FOR SCHOOL PURPOSES AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SUCH APPROPRIATION". (DAYTON STREET SCHOOL)

THE MOTION WAS SECONDED BY COUNCILMAN MELILLO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-V. COUNCILMAN MELILLO PRESENTED AND MOVED RESOLUTION AUTHORIZING RENEWAL OF ISSUANCE OF SCHOOL PROMISSORY NOTES IN THE AMOUNT OF $100,000. TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED APRIL 1, 1959, "APPROPRIATING $330,000 FOR SCHOOL PURPOSES AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SUCH APPROPRIATION". (SOUTH 8TH STREET SCHOOL)

THE MOTION WAS SECONDED BY COUNCILMAN ADDONIZIO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-W. COUNCILMAN MELILLO PRESENTED AND MOVED RESOLUTION AUTHORIZING RENEWAL OF ISSUANCE OF SCHOOL PROMISSORY NOTES IN THE AMOUNT OF $100,000. TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED APRIL 1, 1959, "APPROPRIATING $1,883,000. FOR SCHOOL PURPOSES AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SUCH APPROPRIATION". (GARFIELD SCHOOL)

THE MOTION WAS SECONDED BY COUNCILMAN CALLAGHAN AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-X. COUNCILMAN TURNER PRESENTED AND MOVED EMERGENCY RESOLUTION APPROPRIATING $20,000.00 FOR PENSION SALARIES - VARIOUS DIVISIONS, DEFERRED CHARGES AND STATUTORY EXPENDITURES, DUE TO INCREASE OF RETIREMENTS OF NON-CONTRIBUTORY PENSIONERS, NOT PROVIDED IN 1959 BUDGET.

THE MOTION WAS SECONDED BY COUNCILMAN MELILLO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-Y. COUNCILMAN MELILLO PRESENTED AND MOVED RESOLUTION APPROVING OFFER BY WALTER A. BEERS TO PURCHASE CITY-OWNED PROPERTY AT 9-13 VALLEY STREET, BLOCK 4050, LOT 25, FOR $1,400.00; AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR FINAL BIDS.

THE MOTION WAS SECONDED BY COUNCILMAN ADDONIZIO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-z. Councilman Santoro presented and moved RESOLUTION APPOINTING ARTHUR J. HENRY SPECIAL POLICEMAN FOR A TERM ENDING DECEMBER 31, 1959.

The motion was seconded by Councilman Turner and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-aa. Councilman Santoro presented and moved EMERGENCY RESOLUTION APPROPRIATING $230.72 FOR "SALARIES AND WAGES", DEPARTMENT OF POLICE, TO PROVIDE FUNDS FOR POLICE PERSONNEL DUE TO REORGANIZATION, NOT PROVIDED FOR IN 1959 BUDGET.

The motion was seconded by Councilman Melillo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

(See Item 7-R-c. on Page 20 in the minutes of this meeting)

7-R-ab. Councilman Turner presented and moved RESOLUTION REQUESTING DIRECTOR OF DIVISION OF LOCAL GOVERNMENT TO MAKE CORRECTIONS IN THE 1959 BUDGET, DEPARTMENT OF POLICE, TO ADJUST ACCOUNTS DUE TO REORGANIZATION AND TRANSFER OF PERSONNEL AND MONEYS.

The motion was seconded by Councilman Melillo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

(See Item 7-R-c. on Page 20 in the minutes of this meeting)

7-R-ac. Councilman Turner presented and moved RESOLUTION AUTHORIZING THE DIRECTOR OF THE DEPARTMENT OF FINANCE TO MAKE PAYMENT IN THE SUM OF $300.00 TO ANGELINA SCALA, UPON RECEIPT OF PROPER RELEASE AND DISCONTINUANCE OF EXISTING SUIT AGAINST CITY OF NEWARK, FOR INJURIES SUSTAINED OCTOBER 15, 1957, UPON ALIGHTING FROM A BUS, SHE STEPPED INTO A DEPRESSION IN THE STREET AND FELL.

The motion was seconded by Councilman Gordon and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-ad. EMERGENCY RESOLUTION APPROPRIATING $3,000.00 FOR "SALARIES AND WAGES, OVERTIME", DEPARTMENT OF PUBLIC WORKS, BUREAU OF PARKS AND GROUNDS, TO PROVIDE FUNDS FOR EMERGENCY WORK RECEIVED THROUGH THE POLICE DEPARTMENT AND FOR EMERGENCY CALLS FOR REMOVAL OF DEAD TREES, NOT PROVIDED FOR IN 1959 BUDGET.

A motion to reject this resolution since the Municipal Council feels this is not an emergency in the true sense of the word, but supplemental budgeting, was made by Councilman Santoro, seconded by Councilman Turner and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-AE. Councilman Melillo presented and moved AMENDING RESOLUTION OF THE CITY OF NEWARK REQUESTING RESERVATION OF CAPITAL GRANT FUNDS, APPROVING THE UNDERTAKING OF SURVEYS AND PLANS FOR AN URBAN RENEWAL PROJECT, AND APPROVING FILING OF AN APPLICATION FOR FEDERAL ADVANCE OF FUNDS.

The motion was seconded by Councilman Turner and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-AF. RESOLUTION OF THE CITY OF NEWARK REQUESTING RESERVATION OF CAPITAL GRANT FUNDS, APPROVING THE UNDERTAKING OF SURVEYS AND PLANS FOR AN URBAN RENEWAL PROJECT, AND APPROVING FILING OF AN APPLICATION FOR FEDERAL ADVANCE OF FUNDS.

A motion to defer action on this resolution and directing the City Clerk to request Mr. Louis Danzig, Executive Director of the Newark Housing Authority, to meet with the Council at their next special conference November 10, 1959 to discuss this matter, was made by Councilman Melillo, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-AG. Councilman Melillo presented and moved RESOLUTION CANCELLING 1929 PERSONAL PROPERTY TAXES TOTALING $7,463.94 FOR 1,306 INDIVIDUALS, REASON - "MOVED - CANNOT BE LOCATED".

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-AH. Councilman Melillo presented and moved EMERGENCY RESOLUTION APPROPRIATING $2,500.00 FOR OTHER EXPENSES "D"- FIXED CHARGES, OFFICE OF THE CITY CLERK, FOR MAKING A PRELIMINARY STUDY FOR THE ERECTION OF A SPORTS COLISEUM IN THE CITY OF NEWARK.

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-AI. Councilman Santoro presented and moved RESOLUTION PROCLAIMING BOYS CLUB WEEK AND COMMENDING DEDICATION AND CAMPAIGN OF THE BROADWAY AND SOUTH WARD UNITS.

The motion was seconded by Councilman Melillo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-AJ. The Municipal Council presented and moved RESOLUTION EXPRESSING SORROW OF THE MUNICIPAL COUNCIL ON THE PASSING OF JUDGE ALGERNON T. SWEENEY.

The roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

Councilman Turner left the meeting at this time.

7-R-AK. Councilman Melillo presented and moved EMERGENCY RESOLUTION APPROPRIATING $5,000.00 IN THE "GENERAL AND PRIMARY ELECTION ACCOUNT" IN THE OFFICE OF THE CITY CLERK TO PROVIDE FUNDS REQUIRED TO CHECK CHANGE OF GOVERNMENT PETITIONS AND NOT PROVIDED FOR IN THE 1959 BUDGET.

The motion was seconded by Councilman Gordon and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

Motions.

7-M-A. Councilman Callaghan MOVED THAT THE THIRD QUARTER AUDIT REPORT, AUDIT OF RECORDS, SUBMITTED BY SAMUEL KLEIN AND COMPANY BE RECEIVED, AND FURTHER SETTING FORTH THAT THE AUDIT REPORT BE STUDIED AT THE SPECIAL CONFERENCE OF THE MUNICIPAL COUNCIL TO BE HELD DECEMBER 8, 1959.

The motion was seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

7-M-B. Councilman Melillo MOVED THAT WHENEVER THERE IS AN OFFER TO LEASE CITY OWNED LAND, THE GENERAL PUBLIC BE MADE AWARE OF SUCH OFFER BY ADVERTISING IN THE LOCAL NEWSPAPERS; SAID ADVERTISING TO BE PAID FOR BY THE LESSOR.

The motion was seconded by Councilman Callaghan and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Melillo, Santoro, President Bontempo.

No: Councilman Gordon.

7-M-c. Councilman Santoro MOVED THAT THE COMPLAINT REGISTERED THIS EVENING BY MR. GEORGE SZALONKIEWICZ WITH REFERENCE TO THE NOISE NUISANCE CAUSED BY A POLICEMAN'S MOTORCYCLE BE DISCUSSED WITH DIRECTOR WELDON AT THE SPECIAL CONFERENCE OF THE MUNICIPAL COUNCIL TO BE HELD DECEMBER 8, 1959.

The motion was seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

7-M-d. President Bontempo MOVED THAT THE CITY CLERK BE DIRECTED TO PREPARE AN ORDINANCE GIVING FORCE AND EFFECT TO THE SUNDAY CLOSING REFERENDUM ADOPTED AT THE GENERAL ELECTION HELD NOVEMBER 3, 1959.

The motion was seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

COMMUNICATIONS AND PETITIONS.

Communications.

8-a. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED OCTOBER 22, 1959, ATTACHING COPY OF LETTER FROM DIRECTOR ANDRESS ADVISING HE INTENDS TO RENEW LEASE WITH ROSEVILLE STORAGE COMPANY FOR PREMISES 207-211 WEST MARKET STREET, FOR USE AS GARAGE FOR MARTLAND MEDICAL CENTER AMBULANCES AND CARS.

A motion that this communication be received and placed on file was made by Councilman Melillo, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

8-b. The City Clerk presented COMMUNICATION FROM HIS HONOR MAYOR LEO P. CARLIN, RECEIVED OCTOBER 23, 1959, APPOINTING CARL FEHRENBACH, SR. 147 MAGAZINE STREET, NEWARK, AS A MEMBER OF THE BOARD OF EDUCATION FOR A TERM EXPIRING ON JUNE 30, 1962.

A motion that this communication be received and placed on file was made by Councilman Addonizio, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

8-c. The City Clerk presented COMMUNICATION FROM MRS. R. NEAL OWENS, SECRETARY, NORTH WARD JUVENILE CONFERENCE COMMITTEE, RECEIVED OCTOBER 28, 1959, ENCLOSING COPY OF LETTER TO MAYOR CARLIN, AND RESOLUTION URGING MAYOR AND COUNCIL TO TAKE IMMEDIATE ACTION TO TERMINATE AUTHORITIES BY WHICH PERSONS SELLING INDECENT LITERATURE ARE GIVEN PERMISSION TO USE PUBLIC NEWSSTANDS.

(Copy of letters and resolution submitted to each member of the Council)

A motion to acknowledge, receive and file this communication and directing the City Clerk to forward to Mrs. Owens a copy of a "Notice to Sidewalk Newsstands Licensees" which Public Works Director Andress caused to be placed on Municipally licensed newsstands was made by Councilman Melillo, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

8-D. The City Clerk presented COMMUNICATION FROM SCHAPIRA AND FARKAS, 17 ACADEMY STREET, NEWARK, RECEIVED OCTOBER 28, 1959, REQUESTING THE CITY, ON BEHALF OF THEIR CLIENT, THE A. DANTE TRUCKING COMPANY, INC., 252 EMMET STREET, PURCHASER OF SAID PROPERTY FROM THE CITY BY DEED, TO INSTITUTE FURTHER IN REM FORECLOSURE PROCEEDINGS FOR PURPOSE OF CORRECTING AND OVERCOMING ANY IRREGULARITY IN PRIOR FORECLOSURE PROCEEDINGS.

A motion authorizing the Corporation Counsel to proceed to reforeclose this property In Rem was made by Councilman Gordon, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

8-E. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED OCTOBER 29, 1959, ENCLOSING PROPOSED "ORDINANCE TO ORDER AND CAUSE THE ESTABLISHMENT OF THE GRADE OF SEVENTH AVENUE EAST, ON THE SOUTHERLY SIDE, FROM CLIFTON AVENUE TO BROADWAY".

(Copy of ordinance submitted to each member of the Council)

A motion directing the City Clerk to place this ordinance on the November 23, 1959 Calendar of the Municipal Council, for first reading, was made by Councilman Gordon, seconded by President Bontempo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

8-F. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED OCTOBER 29, 1959, ENCLOSING PROPOSED "ORDINANCE CHANGING AND ESTABLISHING THE WIDTH OF THE SIDEWALKS OF EIGHTH AVENUE, ON THE NORTHERLY SIDE, FROM CLIFTON AVENUE EASTERLY TO AN ANGLE THEREIN, AND REQUIRING THE REMOVAL OF OBSTRUCTIONS, PROJECTIONS OR ENCROACHMENTS THEREON".

(Copy of ordinance submitted to each member of the Council)

A motion directing the City Clerk to place this ordinance on the November 23, 1959 Calendar of the Municipal Council, for first reading, was made by Councilman Gordon, seconded by President Bontempo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

8-g. The City Clerk presented Communication from Business Administrator Rinaldi, received October 29, 1959, enclosing proposed "Ordinance to order and cause the establishment of the grade of Sheffield Street, on the easterly side, from Seventh Avenue East to Eighth Avenue (as vacated).

(Copy of ordinance submitted to each member of the Council)

A motion directing the City Clerk to place this ordinance on the November 23, 1959 Calendar of the Municipal Council, for first reading, was made by Councilman Gordon, seconded by President Bontempo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

8-h. The City Clerk presented Communication from Business Administrator Rinaldi, received October 29, 1959, enclosing proposed "Ordinance changing and establishing the width of the sidewalks of High Street, on the easterly side and on part of the westerly side, from the ramp to State Highway Route 58 to Seventh Avenue East, and requiring the removal of obstructions, projections or encroachments thereon".

(Copy of ordinance submitted to each member of the Council)

A motion directing the City Clerk to place this ordinance on the November 23, 1959 Calendar of the Municipal Council, for first reading, was made by Councilman Gordon, seconded by President Bontempo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

8-i. The City Clerk presented Communication from Business Administrator Rinaldi, received October 29, 1959, enclosing proposed "Ordinance to order and cause the establishment of the grade of State Street, on the northerly and southerly sides, from High Street easterly 185 feet, more or less".

(Copy of ordinance submitted to each member of the Council)

A motion directing the City Clerk to place this ordinance on the November 23, 1959 Calendar of the Municipal Council, for first reading, was made by Councilman Gordon, seconded by President Bontempo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

8-j. The City Clerk presented Communication from Business Administrator Rinaldi, received October 29, 1959, enclosing proposed "Ordinance changing and establishing the width of the sidewalks of Seventh Avenue East, on the southerly side, from Clifton

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AVENUE TO BROADWAY, AND REQUIRING THE REMOVAL OF OBSTRUCTIONS, PROJECTIONS, OR ENCROACHMENTS THEREON".

(Copy of ordinance submitted to each member of the Council)

A motion directing the City Clerk to place this ordinance on the November 23, 1959 Calendar of the Municipal Council, for first reading, was made by Councilman Gordon, seconded by President Bontempo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

8-k. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED OCTOBER 29, 1959, ENCLOSING PROPOSED "ORDINANCE TO ORDER AND CAUSE THE ESTABLISHMENT OF THE GRADE OF EIGHTH AVENUE ON THE NORTHERLY SIDE, FROM CLIFTON AVENUE TO FACTORY STREET".

(Copy of ordinance submitted to each member of the Council)

A motion directing the City Clerk to place this ordinance on the November 23, 1959 Calendar of the Municipal Council, for first reading, was made by Councilman Gordon, seconded by President Bontempo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

8-l. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED OCTOBER 29, 1959, ENCLOSING PROPOSED "ORDINANCE CHANGING AND ESTABLISHING THE WIDTH OF THE SIDEWALKS OF SHEFFIELD STREET, ON THE EASTERLY SIDE, FROM SEVENTH AVENUE EAST TO EIGHTH AVENUE (AS VACATED), AND REQUIRING THE REMOVAL OF OBSTRUCTIONS, PROJECTIONS OR ENCROACHMENTS THEREON".

(Copy of ordinance submitted to each member of the Council)

A motion directing the City Clerk to place this ordinance on the November 23, 1959 Calendar of the Municipal Council, for first reading, was made by Councilman Gordon, seconded by President Bontempo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

8-m. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED OCTOBER 29, 1959, ENCLOSING PROPOSED "ORDINANCE TO ORDER AND CAUSE THE ESTABLISHMENT OF THE GRADE OF HIGH STREET ON THE EASTERLY SIDE AND ON PART OF THE WESTERLY SIDE, FROM THE RAMP TO STATE HIGHWAY ROUTE 58 TO SEVENTH AVENUE EAST".

(Copy of ordinance submitted to each member of the Council)

A motion directing the City Clerk to place this ordinance on the November 23, 1959 Calendar of the Municipal Council, for first reading, was made by Councilman Gordon, seconded by President Bontempo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

8-N. THE CITY CLERK PRESENTED COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED OCTOBER 29, 1959, ENCLOSING PROPOSED "ORDINANCE CHANGING AND ESTABLISHING THE WIDTH OF THE SIDEWALKS OF STATE STREET, FROM HIGH STREET EASTERLY TO AN ANGLE THEREIN, AND REQUIRING THE REMOVAL OF OBSTRUCTIONS, PROJECTIONS OR ENCROACHMENTS THEREON".

(COPY OF ORDINANCE SUBMITTED TO EACH MEMBER OF THE COUNCIL)

A MOTION DIRECTING THE CITY CLERK TO PLACE THIS ORDINANCE ON THE NOVEMBER 23, 1959 CALENDAR OF THE MUNICIPAL COUNCIL, FOR FIRST READING, WAS MADE BY COUNCILMAN GORDON, SECONDED BY PRESIDENT BONTEMPO AND ADOPTED BY THE FOLLOWING VOTES:

YEAS: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

8-O. THE CITY CLERK REQUESTED RATIFICATION OF A COMMUNICATION ADDRESSED TO THE BUSINESS ADMINISTRATOR NOVEMBER 2, 1959 ASKING FOR AN "ORDINANCE ESTABLISHING THE WIDTH OF SEVENTH AVENUE".

A MOTION TO RATIFY THIS ACTION WAS MADE BY COUNCILMAN SANTORO, SECONDED BY COUNCILMAN ADDONIZIO AND ADOPTED BY THE FOLLOWING VOTES:

YEAS: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

PETITIONS.

8-P-A. RESOLUTION SIGNED BY COMMANDER OF FIVE VETERANS POSTS PETITIONING THAT "BELOVED CHAPLAIN - FATHER JOHN P. WASHINGTON" PLAZA, SHALL OCCUPY A PLACE OF PROMINENCE IN THE SECTION OF NEW NEWARK THAT SHALL ARISE IN THE AREA TO THE WEST OF PENNSYLVANIA RAILROAD STATION.

(COPY OF PETITION SUBMITTED TO EACH MEMBER OF THE COUNCIL)

A MOTION TO DEFER ACTION ON THIS MATTER TO THE DECEMBER 8, 1959 SPECIAL CONFERENCE OF THE MUNICIPAL COUNCIL FOR FURTHER STUDY, WAS MADE BY PRESIDENT BONTEMPO, SECONDED BY COUNCILMAN MELILLO AND ADOPTED BY THE FOLLOWING VOTES:

YEAS: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

PENDING BUSINESS ON THE CALENDAR.

9-A. COMMUNICATION FROM HIS HONOR MAYOR LEO P. CARLIN, RECEIVED OCTOBER 5, 1959, NOMINATING FREDERICK D. CAWTHRA, 324 ELLERY AVENUE, NEWARK, AS A MEMBER OF THE BOARD OF ADJUSTMENT, FOR A TERM OF FIVE YEARS FROM DATE OF CONFIRMATION.

(COUNCIL TO MEET WITH MR. CAWTHRA NOVEMBER 10, 1959)

A MOTION TO DEFER ACTION ON THIS COMMUNICATION TO THE NOVEMBER 23, 1959 MEETING OF THE MUNICIPAL COUNCIL, PENDING MEETING WITH MR. CAWTHRA ON NOVEMBER 10, 1959, WAS MADE BY COUNCILMAN ADDONIZIO, SECONDED BY COUNCILMAN SANTORO AND ADOPTED BY THE FOLLOWING VOTES:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

9-B. COMMUNICATION FROM HIS HONOR MAYOR LEO P. CARLIN, RECEIVED OCTOBER 5, 1959, NOMINATING WALTER J. GILL, 375 MT. PROSPECT AVENUE, NEWARK, AS A MEMBER OF THE BOARD OF ADJUSTMENT, FOR A TERM OF FIVE YEARS FROM DATE OF CONFIRMATION.

(Council to meet with Mr. Cawthra November 10, 1959)

A motion to defer action on this communication to the November 23, 1959 meeting of the Municipal Council, pending meeting with Mr. Gill on November 10, 1959, was made by Councilman Addonizio, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

9-C. COMMUNICATION FROM HIS HONOR MAYOR LEO P. CARLIN, RECEIVED OCTOBER 5, 1959, NOMINATING A. THOMAS MALANGA, 633 LAKE STREET, NEWARK, AS A MEMBER OF THE BOARD OF ADJUSTMENT, FOR A TERM OF FIVE YEARS FROM DATE OF CONFIRMATION.

(Council to meet with Mr. Malanga November 10, 1959)

A motion to defer action on this communication to the November 23, 1959 meeting of the Municipal Council, pending meeting with Mr. Malanga on November 10, 1959, was made by Councilman Addonizio, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

9-D. COMMUNICATION FROM HIS HONOR MAYOR LEO P. CARLIN RECEIVED OCTOBER 5, 1959, NOMINATING JOSEPH E. MIRABELLA, 11 NORFOLK STREET, NEWARK, AS A MEMBER OF THE BOARD OF ADJUSTMENT, FOR A TERM OF FIVE YEARS FROM DATE OF CONFIRMATION.

(Council to meet with Mr. Malanga November 10, 1959)

A motion to defer action on this communication to the November 23, 1959 meeting of the Municipal Council, pending meeting with Mr. Mirabella on November 10, 1959, was made by Councilman Addonizio, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

9-E. COMMUNICATION FROM HIS HONOR MAYOR LEO P. CARLIN RECEIVED OCTOBER 5, 1959, NOMINATING CASIMIR WYGLENDOWSKI, 33 OAKLAND TERRACE, NEWARK, AS A MEMBER OF THE BOARD OF ADJUSTMENT, FOR A TERM OF FIVE YEARS FROM DATE OF CONFIRMATION.

(Council to meet with Mr. Wyglendowski November 10, 1959)

A motion to defer action on this communication to the November 23, 1959

MEETING OF THE MUNICIPAL COUNCIL, PENDING MEETING WITH MR. WYGLENDOWSKI ON NOVEMBER 10, 1959, WAS MADE BY COUNCILMAN ADDONIZIO, SECONDED BY COUNCILMAN SANTORO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

9-F. COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED OCTOBER 6, 1959, ENCLOSING PROPOSED "ORDINANCE APPROPRIATING THE SUM OF $25,500.00 FROM THE CAPITAL IMPROVEMENT FUND FOR THE ESTABLISHMENT OF AND EQUIPMENT FOR THE ISOTOPE LABORATORY AT THE HARRISON S. MARTLAND MEDICAL CENTER".

(COPY OF ORDINANCE SUBMITTED TO EACH MEMBER OF THE COUNCIL)

(COUNCIL TO MEET WITH BUSINESS ADMINISTRATOR RINALDI AND DR. HASKIN NOVEMBER 10, 1959)

A MOTION TO DEFER ACTION ON THIS COMMUNICATION TO THE NOVEMBER 23, 1959 MEETING OF THE MUNICIPAL COUNCIL, PENDING MEETING WITH BUSINESS ADMINISTRATOR RINALDI AND DR. HASKIN ON NOVEMBER 10, 1959, WAS MADE BY COUNCILMAN ADDONIZIO, SECONDED BY COUNCILMAN SANTORO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

9-G. COMMUNICATION FROM ABBOTTS DAIRIES, INC., RECEIVED OCTOBER 5, 1959, OFFERING TO LEASE OR PURCHASE CITY-OWNED GROUND IN BACK OF THEIR PLANT ON RAYMOND BOULEVARD TO BE USED FOR PARKING FACILITIES.

(COUNCIL TO MEET WITH MAYOR CARLIN AND BUSINESS ADMINISTRATOR RINALDI NOVEMBER 10, 1959)

A MOTION TO DEFER ACTION ON THIS COMMUNICATION TO THE NOVEMBER 23, 1959 MEETING OF THE MUNICIPAL COUNCIL, PENDING MEETING WITH MAYOR CARLIN AND BUSINESS ADMINISTRATOR RINALDI ON NOVEMBER 10, 1959, WAS MADE BY COUNCILMAN ADDONIZIO, SECONDED BY COUNCILMAN SANTORO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

9-H. COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED AUGUST 27, 1959, SUBMITTING OFFER FROM JOHN J. CLANCY, ESQ. TO PURCHASE CITY-OWNED LANDS IN TOWNSHIPS OF BERKELEY AND MANCHESTER FOR $7,500.00.

(REPORT FROM DIRECTOR HUNT AND CORRESPONDENCE BETWEEN MR. CLANCY AND CORPORATION COUNSEL TORPPEY)

(REPORT FROM CORPORATION COUNSEL TORPPEY SUBMITTED TO EACH MEMBER OF THE COUNCIL)

A MOTION TO DEFER ACTION ON THIS COMMUNICATION TO THE DECEMBER 2, 1959 MEETING OF THE MUNICIPAL COUNCIL WAS MADE BY COUNCILMAN SANTORO, SECONDED BY

PRESIDENT BONTEMPO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

9-I. COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED AUGUST 27, 1959, ENCLOSING PROPOSED "ORDINANCE RELATING TO HEALTH AND SANITATION CONDITIONS GENERALLY OF BUILDINGS AND PROVIDING ALSO FOR THE REGULATION AND LICENSING OF ROOMING HOUSES; REPEALING THE EXISTING SECTIONS 15.524 TO 15.537, INCLUSIVE, OF ARTICLE XI OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, 1951, AS AMENDED AND SUPPLEMENTED, AND CREATING NEW SECTIONS 15.524 TO 15.537, INCLUSIVE, UNDER ARTICLE XI AFORESAID, IN LIEU OF THE REPEALED SECTIONS".

(THIS ORDINANCE REGULATES HEALTH AND SANITARY CONDITIONS AS TO BUILDINGS GENERALLY AND PROVIDES FOR THE REGULATION AND LICENSING OF ROOMING HOUSES)

(COPY OF ORDINANCE SUBMITTED TO EACH MEMBER OF THE COUNCIL)

(COPY OF STAFF REPORT AND STATEMENT OF NEWARK ROOMING HOUSE OWNERS ASSOCIATION SUBMITTED TO EACH MEMBER OF THE COUNCIL)

A MOTION TO DEFER FURTHER ACTION ON THIS MATTER TO A SPECIAL CONFERENCE OF THE COUNCIL TO BE HELD EARLY IN DECEMBER TO PERMIT THE MUNICIPAL COUNCIL TO STUDY THIS ORDINANCE AND THE SUPPLEMENTAL VOLUMINOUS CHANGES MADE, WAS MADE BY COUNCILMAN MELILLO, SECONDED BY COUNCILMAN GORDON AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

9-J. RECONSIDERATION OF RESOLUTION 7R-AC. ADOPTED BY THE MUNICIPAL COUNCIL OCTOBER 7, 1959 "AUTHORIZING THE BUSINESS ADMINISTRATOR TO ENTER INTO A CONTRACT WITH THE YOUTH DEVELOPMENT CLINIC OF NEWARK AND IRVINGTON TO ESTABLISH A CHILD MENTAL HEALTH PROGRAM, FOR A PERIOD OF TWO YEARS, AT $35,000.00 PER YEAR".

(COUNCIL MET WITH MAYOR CARLIN, BUSINESS ADMINISTRATOR RINALDI, MONSIGNOR DOOLING AND REPRESENTATIVES OF THE PROPOSED CLINIC OCTOBER 27, 1959)

A MOTION TO DEFER ACTION ON THIS MATTER TO THE NOVEMBER 23, 1959 MEETING OF THE MUNICIPAL COUNCIL WAS MADE BY COUNCILMAN GORDON, SECONDED BY PRESIDENT BONTEMPO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

NEW BUSINESS ON THE CALENDAR.

NONE.

MISCELLANEOUS.

11-A. THE CITY CLERK REPORTED THE FOLLOWING BINGO AND RAFFLES LICNESES WERE ISSUED FROM OCTOBER 19, 1959 TO OCTOBER 30, 1959:

BINGO LICENSES

LICENSEE	LICENSE NUMBER
St. John's Ukrainian Catholic Church	1507 Amended
Charity Council for Cerebral Palsy	1716

RAFFLES LICENSES

LICENSEE	LICENSE NUMBER
Rosary Altar Society - Sacred Heart Church, Vailsburg	1717
Alanon Association, Inc.	1718
St. Columba's Rosary Society	1719
The 'A Kempis Muliebre Dell'Addolarata	1721
St. James Rosary Society	1722
Rosary Altar Society of St. Rocco's Church	1723
Auxiliary of St. Michael's Hospital	1724
P. T. A. - St. Casimir's School	1725
Combined Societies of St. Patrick's Church	1726

A motion to concur in the report was made by Councilman Gordon, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

ADJOURNMENT.

12. A motion to adjourn this meeting was made by Councilman Gordon, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

This meeting adjourned at 12:05 A. M., November 5, 1959.

Approved:

Harry S. Reichenstein
City Clerk

Michael A. Bontempo
President

NEWARK, NEW JERSEY, NOVEMBER 12, 1959 -

A SPECIAL MEETING OF THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY WAS HELD ON THE ABOVE DATE IN THE COUNCIL CHAMBER, CITY HALL, NEWARK, NEW JERSEY, AT 2:25 P. M., FOR THE PURPOSE OF RECEIVING REPORT OF THE CITY CLERK ON THE PETITIONS FILED BY THE NEWARK CITIZENS COMMITTEE FOR CHANGE OF GOVERNMENT.

PRESIDENT BONTEMPO CALLED THE MEETING TO ORDER.

PRESENT: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

ABSENT: COUNCILMEN COOPER, TURNER.

THE CITY CLERK STATED THIS MEETING WAS CALLED FOR THE PURPOSE OF RECEIVING A REPORT FROM THE CITY CLERK ON HIS FINDINGS ON A PETITION FILED BY THE NEWARK CITIZENS COMMITTEE FOR CHANGE OF GOVERNMENT. A NOTICE WAS SENT TO EACH MEMBER OF THE MUNICIPAL COUNCIL AS REQUIRED BY STATUTE.

THE CITY CLERK PRESENTED THE

"CERTIFICATION OF RESULTS ON THE EXAMINATION OF A PETITION ON THE QUESTION "SHALL THE CITY OF NEWARK ABANDON ITS PRESENT FORM OF GOVERNMENT AND REVERT TO ITS PRIOR FORM OF GOVERNMENT KNOWN AS THE COMMISSION FORM OF GOVERNMENT".

ON THE AFTERNOON OF THURSDAY, OCTOBER 29, 1959, THERE WAS FILED WITH ME AT MY OFFICE IN THE CITY HALL, A PETITION CONTAINING 1,288 SEPARATE SHEETS PURPORTING TO CONTAIN THE SIGNATURES AND ADDRESSES OF LEGALLY QUALIFIED REGISTERED VOTERS OF THE CITY OF NEWARK, NEW JERSEY. THESE SHEETS BORE NAMES AND ADDRESSES IN VARYING AMOUNTS FROM ONE TO EIGHTEEN NAMES TO A SHEET AND BY ACTUAL COUNT MADE IMMEDIATELY AFTER THEIR RECEIPT, WERE FOUND TO CONTAIN 20,889 ENTRIES.

THESE SIGNATORIES PETITIONED ME TO SUBMIT THE FOLLOWING QUESTION TO THE VOTERS OF THE CITY OF NEWARK, IN ACCORDANCE WITH THE PROVISIONS OF THE OPTIONAL MUNICIPAL CHARTER LAW, CHAPTER 210, P. L. 1950 (NJSA 40:69A-1 ET SEQ.) AS AMENDED AND SUPPLEMENTED, TO WIT:

"SHALL THE CITY OF NEWARK ABANDON ITS PRESENT FORM OF GOVERNMENT AND REVERT TO ITS PRIOR FORM OF GOVERNMENT KNOWN AS THE COMMISSION FORM OF GOVERNMENT AS PROVIDED BY THE COMMISSION FORM OF GOVERNMENT LAW?"

AT A SPECIAL ELECTION TO BE HELD IN THE CITY OF NEWARK WITHIN 120 DAYS AFTER THE DATE OF FILING THEIR PETITIONS.

UNDER THE PROVISIONS OF NJSA 40:69A-1 ET SEQ., I AM REQUIRED TO EXAMINE THESE PETITIONS WITHIN A PERIOD OF TWENTY DAYS AFTER FILING AND TO REPORT MY FINDINGS TO THE COUNCIL AT ITS NEXT REGULAR MEETING AND IF FOUND INSUFFICIENT OR DEFECTIVE, TO AT ONCE NOTIFY AT LEAST TWO MEMBERS OF THE COMMITTEE OF THE PETITIONERS OF MY FINDINGS.

THE PETITIONERS ARE REQUIRED TO PRESENT SIGNATURES AND ADDRESSES OF REGISTERED VOTERS EQUAL IN NUMBER TO 10% OF THE REGISTERED VOTERS OF THE MUNICIPALITY, WHICH ON THE LAST ELECTION DAY PRIOR TO THE FILING OF THE PETITIONS TOTALLED 153,898. IT IS HEREBY DETERMINED THAT THE REQUIRED NUMBER OF LEGALLY QUALIFIED REGISTERED VOTERS FOR THE PURPOSE OF THIS PETITION IS 15,390. THE COMMITTEE OF PETITIONERS, HAVING FILED 20,889 SIGNATURE

HAVE COMPLIED WITH THIS REQUIREMENT.

AS CITY CLERK, I AM TO DETERMINE THE AUTHENTICITY AND SUFFICIENCY OF THESE PETITIONS. AN EXAMINATION WAS MADE, AND CAUSED TO BE MADE BY ME, RESULTING IN THE FOLLOWING FINDINGS. OUT OF A TOTAL 20,889 SIGNATURES SUBMITTED, I HAVE REJECTED THE FOLLOWING NUMBER OF NAMES FOR THE STATED VARIOUS REASONS:

Reason	Number
SIGNERS ON THE ORDER LIST	130
NON-RESIDENTS	51
NO ADDRESS SHOWN	33
SIGNED IN SAME HANDWRITING	153
ILLEGIBLE NAMES	339
INCOMPLETE INFORMATION	85
BUSINESS ADDRESSES SHOWN	19
MISCELLANEOUS REASONS	6
NOT REGISTERED	4,131
SIGNATURES WHICH DO NOT COMPARE WITH THE RECORDS OF THE SUPERINTENDENT OF ELECTIONS	716
DUPLICATIONS	1,089
PRINTED NAMES	102
SIGNED IN PENCIL	220
	7,094

THERE WERE 20,889 SIGNATURES FILED WITH ME, OF WHICH I HAVE REJECTED 7,094. THERE RESULTS A PETITION OF 13,795 NAMES, 1,595 LESS THAN 15,390 SIGNATURES REQUIRED.

I, HARRY S. REICHENSTEIN, CITY CLERK OF THE CITY OF NEWARK, NEW JERSEY, DO, THEREFORE, HEREBY DETERMINE AND CERTIFY THAT THE PETITION HEREIN DESCRIBED DOES NOT CONTAIN THE REQUIRED NUMBER OF VALID SIGNATURES REQUIRED UNDER THE PROVISIONS OF NJSA 40:69A-1 ET SEQ.

THE PETITION IS REJECTED AS INSUFFICIENT.

THIS STATEMENT AND DETERMINATION, AS CERTIFIED BY ME, WAS ON THIS DATE SERVED UPON THE COMMITTEE OF PETITIONERS, AS SHOWN ON THE PETITION, BY CERTIFIED SPECIAL DELIVERY UNITED STATES MAIL.

RESPECTFULLY SUBMITTED

(SIGNED)

HARRY S. REICHENSTEIN
CITY CLERK OF THE CITY OF NEWARK,
NEW JERSEY

NOVEMBER 12, 1959"

THE CITY CLERK FURTHER STATED HE HAD APPENDED TO THIS A COPY OF THE SERVICE TO THE COMMITTEE OF THE PETITIONERS AS FOLLOWS:

"DEAR SIR OR MADAM

THE PETITION FILED BY YOU AT MY OFFICE ON OCTOBER 29TH, 1959, HAS BEEN

examined as by statute required and on this day determined by me to be insufficient. Particulars are contained in the appended "Certification of Results on the Examination". Submitted in conformity with N.J.S.A. 40:69A-187.

Very truly yours

(Signed)

Harry S. Reichenstein
City Clerk of the City of Newark, N. J."

The City Clerk reported this was sent to the following:

Frank Alfone, 1981 McCarter Highway

Rose Greenspan, 499 Clinton Place

Dr. Joseph Santiago, 347 Lafayette Street

Bertha E. Berry, 1981 McCarter Highway

Joseph Caruso, 324 Second Avenue

Theresa Alfone, 135 Clifton Avenue

Pat Roselli, Jr., 39 Brookdale Avenue

Doris MacArthur, 340 Dayton Street

Sam B. G. Navitsky, 382 Chestnut Street

Helen Brack, 336 Dayton Street

Malvin Eckel, 127 Summer Avenue

Josephine Fucci, 1905 McCarter Highway

Members of the Municipal Council

Hon. Leo P. Carlin, Mayor

Business Administrator Rinaldi

Corporation Counsel Torppey

A motion to receive and file the City Clerk's report on the petitions filed by the Newark Citizens Committee for Change of Government was made by Councilman Addonizio, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

A motion to adjourn this special meeting was made by Councilman Gordon, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

This meeting adjourned at 2:35 P. M.

Approved:

Harry S. Reichenstein	Michael A. Bontempo
City Clerk	President

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NEWARK, NEW JERSEY, NOVEMBER 23, 1959

A REGULARLY SCHEDULED MEETING OF THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, WAS HELD ON THE ABOVE DATE IN THE COUNCIL CHAMBER, CITY HALL, NEWARK, NEW JERSEY, AT 8:00 P. M.

THE AUDIENCE AROSE FOR THE NATIONAL ANTHEM.

THE PRAYER WAS OFFERED BY REVEREND FRANCIS DIGIORGIO, OUR LADY OF MT. CARMEL ROMAN CATHOLIC CHURCH.

PRESIDENT BONTEMPO CALLED THE MEETING TO ORDER AND ASKED FOR ROLL CALL.

PRESENT: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO, CITY CLERK HARRY S. REICHENSTEIN, CLERK OF THE COUNCIL; SERGEANT EDWARD GARRIGAL, SERGEANT-AT-ARMS.

ABSENT: COUNCILMEN COOPER, TURNER.

PRESIDENT BONTEMPO ANNOUNCED COUNCILMAN COOPER WAS CONFINED TO HER HOME BECAUSE OF ILLNESS.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

4-A. THE CITY CLERK PRESENTED REPORT FROM DIVISION OF CENTRAL PURCHASE IN CONNECTION WITH ITEMS PURCHASED WITHOUT BIDS AND IN EXCESS OF $1,000.00 DURING THE MONTHS OF SEPTEMBER AND OCTOBER, 1959.

A MOTION THAT THE REPORT BE RECEIVED WAS MADE BY COUNCILMAN CALLAGHAN, SECONDED BY COUNCILMAN ADDONIZIO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

4-B. THE CITY CLERK PRESENTED REPORT OF DIVISION OF BUILDINGS, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTH OF OCTOBER, 1959.

A MOTION THAT THE REPORT BE RECEIVED AND PLACED ON FILE WAS MADE BY COUNCILMAN ADDONIZIO, SECONDED BY COUNCILMAN MELILLO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

4-C. THE CITY CLERK PRESENTED COPY OF MINUTES OF MEETING OF PASSAIC VALLEY SEWERAGE COMMISSION HELD SEPTEMBER 23, 1959.

A MOTION THAT THE COPY OF MINUTES BE RECEIVED WAS MADE BY COUNCILMAN SANTORO, SECONDED BY COUNCILMAN GORDON AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

4-D. THE CITY CLERK PRESENTED COPY OF MINUTES OF MEETING OF PASSAIC VALLEY SEWERAGE COMMISSION HELD OCTOBER 7, 1959.

A MOTION THAT THE COPY OF MINUTES BE RECEIVED WAS MADE BY COUNCILMAN GORDON, SECONDED BY COUNCILMAN BRADY AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

4-E. THE CITY CLERK PRESENTED COPY OF DIGEST OF MINUTES OF MEETING OF BOARD OF ADJUSTMENT HELD OCTOBER 27, 1959.

A MOTION THAT THE COPY OF DIGEST OF MINUTES BE RECEIVED WAS MADE BY COUNCILMAN BRADY, SECONDED BY COUNCILMAN GORDON AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

4-F. THE CITY CLERK PRESENTED REPORT OF MUNICIPAL COURT, PART 6, FOR THE MONTH OF OCTOBER, 1959.

A MOTION THAT THE REPORT BE RECEIVED AND PLACED ON FILE WAS MADE BY COUNCILMAN GORDON, SECONDED BY PRESIDENT BONTEMPO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

4-G. THE CITY CLERK PRESENTED REPORT OF IVY HAVEN NURSING HOME, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTH OF OCTOBER, 1959.

A MOTION THAT THE REPORT BE RECEIVED AND PLACED ON FILE WAS MADE BY PRESIDENT BONTEMPO, SECONDED BY COUNCILMAN CALLAGHAN AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

4-H. THE CITY CLERK PRESENTED BUDGETARY STATEMENT SHOWING CONDITION OF ACCOUNTS FOR THE VARIOUS BUREAUS, ENDING OCTOBER 30, 1959, SUBMITTED BY DIRECTOR OF FINANCE.

A MOTION THAT THE STATEMENT BE RECEIVED AND PLACED ON FILE WAS MADE BY COUNCILMAN MELILLO, SECONDED BY COUNCILMAN SANTORO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

4-I. THE CITY CLERK PRESENTED RESUME OF MINUTES OF MEETING OF NEWARK COMMISSION FOR NEIGHBORHOOD CONSERVATION AND REHABILITATION, HELD OCTOBER 20, 1959.

(COPY OF RESUME OF MINUTES SUBMITTED TO EACH MEMBER OF THE COUNCIL)

A MOTION THAT THE RESUME OF MINUTES BE RECEIVED WAS MADE BY COUNCILMAN SANTORO, SECONDED BY COUNCILMAN ADDONIZIO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

4-J. The City Clerk presented REPORT OF CITY CLERK, FOR THE MONTH OF OCTOBER, 1959.

A motion that the report be received and placed on file was made by Councilman Gordon, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

President Bontempo introduced Police Director Weldon and Director of Finance and Mrs. William P. Schorn, who were present in the audience.

PENDING BOARD OF ADJUSTMENT APPLICATIONS.

None.

BOARD OF ADJUSTMENT APPLICATIONS.

4-A-1. The City Clerk read APPLICATION OF A & E INTERESTS, INC. (J. C. RAND CORP., OWNER); FOR THE ESTABLISHMENT OF A STORAGE WAREHOUSE IN A 4TH RESIDENCE DISTRICT; ON PREMISES 60 ASTOR STREET.

(Vote of Board of Adjustment 5-0. 1 objector)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Melillo, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

4-A-2. The City Clerk read APPLICATION OF THE UNITED NEW JERSEY RAILROAD & CANAL CO., OWNER; FOR THE STORAGE OF COMMERCIAL VEHICLES AWAITING SALE AND DISTRIBUTION TO DISTRIBUTORS IN A 2ND INDUSTRIAL DISTRICT; ON PREMISES 493-499 MULBERRY STREET.

(Vote of Board of Adjustment 5-0. No objectors)

Councilman Callaghan questioned if this was an instance of a public storage warehouse whereby the City would lose taxes.

Councilman Gordon said this application had come before the Planning Board and the application was for storing vehicles in the open and did not involve any warehouse tax.

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Gordon, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

4-A-3. The City Clerk read APPLICATION OF MYRON FISCHER, OWNER; FOR THE ERECTION OF FRONT ADDITION TO CANDY MANUFACTURING BUSINESS IN A 3RD RESIDENCE DISTRICT; ON PREMISES 194 MALVERN STREET.

(Vote of Board of Adjustment 5-0. 5 objectors)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Brady, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

4-A-4. The City Clerk read APPLICATION OF GLASER-STEERS CORPORATION, OWNER; FOR THE ESTABLISHMENT OF A PRIVATE PARKING AREA FOR EMPLOYEES AND CUSTOMERS OF GLASER-STEERS CORP. OF 155 ORATON STREET IN A 3RD RESIDENCE DISTRICT; ON PREMISES 151-153 ORATON STREET.

(Vote of Board of Adjustment 5-0. No objectors)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Melillo, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

REPORTS OF COMMITTEES.

5-A. COUNCIL COMMITTEE TO STUDY THE FAULKNER ACT.

(Councilmen Santoro, Brady, Callaghan)

Chairman Santoro reported progress.

A motion to accept the report was made by Councilman Addonizio, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

5-B. COUNCIL STUDY COMMITTEE FOR REVISION AND AMENDMENT OF THE CODE.

(Councilmen Gordon, Addonizio, Cooper)

Chairman Gordon reported progress.

A motion to accept the report was made by Councilman Brady, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

5-F. COUNCIL COMMITTEE TO STUDY REGULATIONS AND PROCEDURES FOR EMPLOYEES.

(Councilmen Santoro, Cooper, Melillo)

Chairman Santoro reported progress.

A motion to accept the report was made by Councilman Callaghan, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

5-G. COUNCIL COMMITTEE TO STUDY POSSIBILITY OF BROADENING TAX REVENUE AND NEW SOURCE OF REVENUE.

(Councilmen Melillo, Callaghan, Cooper)

Chairman Melillo reported progress.

A motion to accept the report was made by Councilman Gordon, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

5-H. COUNCIL COMMITTEE TO STUDY THE CIVILIAN DEFENSE SET-UP.

(Councilmen Addonizio, Cooper, Gordon)

Chairman Addonizio reported progress.

A motion to accept the report was made by Councilman Melillo, seconded by President Bontempo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

5-I. COUNCIL COMMITTEE TO STUDY AND RECOMMEND A POLICY RELATIVE TO CELEBRATION AND HOLIDAY EXPENDITURES.

(Councilmen Melillo, Callaghan, Cooper)

Chairman Melillo reported progress.

A motion to accept the report was made by Councilman Santoro, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

5-L. COUNCIL COMMITTEE OF THE WHOLE TO EXAMINE THE FEASIBILITY OF CONSTRUCTING A SPORTS ARENA IN NEWARK.

President Bontempo reported progress.

A motion to accept the report was made by Councilman Brady, seconded by

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Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

5-m. COUNCIL COMMITTEE TO REVIEW THE TAXICAB ORDINANCE.

(Councilmen Turner, Addonizio, Santoro)

Councilman Addonizio reported progress.

A motion to accept the report was made by Councilman Callaghan, seconded by President Bontempo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

5-n. COUNCIL COMMITTEE TO STUDY ALL PHASES OF RELIEF.

(Councilmen Addonizio, Cooper, Melillo)

Chairman Addonizio reported progress.

A motion to accept the report was made by Councilman Santoro, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

5-o. COUNCIL COMMITTEE TO STUDY PENN PLAZA PROPOSAL.

(Councilman Cooper, Chairman)

a. Utility Changes Necessary.

(Councilmen Cooper, Bontempo, Melillo)

b. Fiscal Advisory Study.

(Councilmen Cooper, Addonizio, Gordon)

c. Ratable and Relocation Study.

(Councilmen Cooper, Santoro, Turner)

President Bontempo reported progress.

A motion to accept the report was made by Councilman Addonizio, seconded by Councilman Callaghan and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Bontempo called for ordinances on first reading.

6-F-a. The City Clerk read AN ORDINANCE LICENSING AND REGULATING FOOD CATERERS AS TO OFF-OWN PREMISES SERVICE, AND SUPPLEMENTING CHAPTER 8 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951.

(COPY OF ORDINANCE SUBMITTED TO EACH MEMBER OF THE COUNCIL)

(STAFF REPORT)

(COUNCIL MET WITH MAYOR, BUSINESS ADMINISTRATOR, LICENSE COMMISSIONER VERNIERO AND NAT ROSS, CHIEF CLERK, NOVEMBER 10, 1959)

A MOTION TO DEFER ACTION ON THIS ORDINANCE TO THE DECEMBER 2, 1959 MEETING OF THE MUNICIPAL COUNCIL TO CONSIDER POSSIBLE AMENDMENTS, WAS MADE BY COUNCILMAN CALLAGHAN, SECONDED BY COUNCILMAN ADDONIZIO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

6-F-B. THE CITY CLERK READ AN ORDINANCE AMENDING SECTION 9.3 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED.

(THIS PROPOSED AMENDMENT WOULD PERMIT THE CITY TO CHARGE AMBULANCE SERVICE TO PATIENTS WHO ARE TRANSPORTED TO ANY HOSPITAL, INCLUDING MARTLAND MEDICAL CENTER)

(COPY OF ORDINANCE SUBMITTED TO EACH MEMBER OF THE COUNCIL)

A MOTION TO DEFER FURTHER ACTION ON THIS ORDINANCE TO THE DECEMBER 2, 1959 MEETING OF THE MUNICIPAL COUNCIL, WAS MADE BY COUNCILMAN SANTORO, SECONDED BY COUNCILMAN BRADY AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

6-F-C. THE CITY CLERK READ AN ORDINANCE TO ORDER AND CAUSE THE ESTABLISHMENT OF THE GRADE OF SEVENTH AVENUE EAST, ON THE SOUTHERLY SIDE, FROM CLIFTON AVENUE TO BROADWAY.

(COPY OF ORDINANCE SUBMITTED TO EACH MEMBER OF THE COUNCIL)

A MOTION TO ADOPT THE ORDINANCE ON FIRST READING WAS MADE BY COUNCILMAN MELILLO, SECONDED BY COUNCILMAN ADDONIZIO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

PRESIDENT BONTEMPO: THE YESES ARE SEVEN AND THE NOES ARE NONE. THIS ORDINANCE IS DECLARED ADOPTED ON FIRST READING AND THE CITY CLERK IS HEREBY AUTHORIZED AND DIRECTED TO ADVERTISE SAID ORDINANCE AND GIVE PUBLIC NOTICE OF ITS INTRODUCTION AND PASSAGE ON FIRST READING AS PROVIDED BY LAW. THIS ORDINANCE WILL COME UP FOR A PUBLIC HEARING AND BE CONSIDERED FOR FURTHER ACTION ON DECEMBER 2, 1959.

6-F-D. THE CITY CLERK READ AN ORDINANCE TO ORDER AND CAUSE THE ESTABLISHMENT OF THE GRADE OF EIGHTH AVENUE ON THE NORTHERLY SIDE, FROM CLIFTON AVENUE TO FACTORY STREET.

(COPY OF ORDINANCE SUBMITTED TO EACH MEMBER OF THE COUNCIL)

A MOTION TO ADOPT THE ORDINANCE ON FIRST READING WAS MADE BY COUNCILMAN CALLAGHAN, SECONDED BY COUNCILMAN SANTORO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO,

241 President Bontempo.

President Bontempo: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 2, 1959.

6-F-e. The City Clerk read AN ORDINANCE TO ORDER AND CAUSE THE ESTABLISHMENT OF THE GRADE OF SHEFFIELD STREET, ON THE EASTERLY SIDE, FROM SEVENTH AVENUE EAST TO EIGHTH AVENUE (AS VACATED).

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Brady, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

President Bontempo: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 2, 1959.

6-F-f. The City Clerk read AN ORDINANCE TO ORDER AND CAUSE THE ESTABLISHMENT OF THE GRADE OF HIGH STREET, ON THE EASTERLY SIDE AND ON PART OF THE WESTERLY SIDE, FROM THE RAMP TO STATE HIGHWAY ROUTE 58 TO SEVENTH AVENUE EAST.

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Addonizio, seconded by President Bontempo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

President Bontempo: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 2, 1959.

6-F-g. The City Clerk read AN ORDINANCE TO ORDER AND CAUSE THE ESTABLISHMENT OF THE GRADE OF STATE STREET, ON THE NORTHERLY AND SOUTHERLY SIDES, FROM HIGH STREET EASTERLY 185 FEET, MORE OR LESS.

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Gordon,

seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

President Bontempo: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 2, 1959.

6-F-H. The City Clerk read AN ORDINANCE CHANGING AND ESTABLISHING THE WIDTH OF THE SIDEWALKS OF SEVENTH AVENUE EAST, ON THE SOUTHERLY SIDE, FROM CLIFTON AVENUE TO BROADWAY, AND REQUIRING THE REMOVAL OF OBSTRUCTIONS, PROJECTIONS OR ENCROACHMENTS THEREON.

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Melillo, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

President Bontempo: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 2, 1959.

6-F-I. The City Clerk read AN ORDINANCE CHANGING AND ESTABLISHING THE WIDTH OF THE SIDEWALKS OF EIGHTH AVENUE, ON THE NORTHERLY SIDE, FROM CLIFTON AVENUE EASTERLY TO AN ANGLE THEREIN, AND REQUIRING THE REMOVAL OF OBSTRUCTIONS, PROJECTIONS OR ENCROACHMENTS THEREON.

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Addonizio, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

President Bontempo: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 2, 1959.

6-F-J. The City Clerk read AN ORDINANCE CHANGING AND ESTABLISHING THE WIDTH OF THE SIDEWALKS OF SHEFFIELD STREET, ON THE EASTERLY SIDE, FROM SEVENTH AVENUE EAST TO EIGHTH

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AVENUE (AS VACATED), AND REQUIRING THE REMOVAL OF OBSTRUCTIONS, PROJECTIONS OR ENCROACHMENTS THEREON.

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Brady, seconded by President Bontempo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

President Bontempo: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 2, 1959.

6-F-K. The City Clerk read AN ORDINANCE CHANGING AND ESTABLISHING THE WIDTH OF THE SIDEWALKS OF HIGH STREET, ON THE EASTERLY SIDE AND ON PART OF THE WESTERLY SIDE, FROM THE RAMP TO STATE HIGHWAY ROUTE 58 TO SEVENTH AVENUE EAST, AND REQUIRING THE REMOVAL OF OBSTRUCTIONS, PROJECTIONS OR ENCROACHMENTS THEREON.

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Bontempo, seconded by Councilman Callaghan and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

President Bontempo: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 2, 1959.

6-F-L. The City Clerk read AN ORDINANCE CHANGING AND ESTABLISHING THE WIDTH OF THE SIDEWALKS OF STATE STREET, FROM HIGH STREET EASTERLY TO AN ANGLE THEREIN, AND REQUIRING THE REMOVAL OF OBSTRUCTIONS, PROJECTIONS OR ENCROACHMENTS THEREON.

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Santoro, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

President Bontempo: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and

be considered for further action on December 2, 1959.

Councilman Turner took his seat at 8:35 P. M.

PUBLIC HEARING ON ORDINANCES AS ADVERTISED.

6-Ph-a. The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, this being the date and time set therefor.

AN ORDINANCE PROVIDING FOR THE VACATION, RELEASE AND EXTINGUISHMENT OF THE PUBLIC RIGHTS, IF ANY, OF AND IN THAT PART OF ELM STREET, AS LAID OUT 43 FEET IN WIDTH, MORE OR LESS, ON A MAP ENTITLED "MAP OF PROPERTY OF THE LATE GENERAL THOMAS WARD, DEC., IN THE VTH WARD OF THE CITY OF NEWARK", EXTENDING FROM MADISON STREET TO MONROE STREET.

BE IT ORDAINED by the Municipal Council of the City of Newark, New Jersey:

Section 1. That all that part of Elm Street, as laid out 43 feet in width, more or less, on a map entitled "Map of Property of the late General Thomas Ward, dec., in the Vth Ward of the City of Newark", extending from Madison Street to Monroe Street shall be VACATED as a public street or highway and the public rights, if any, therein be RELEASED and EXTINGUISHED.

All as shown on a map prepared under the direction of this Council, which map is hereto attached and made a part hereof and a copy of which map is on file in the Office of the Chief Engineer, Department of Public Works, known and designated as Map No. 1563-V, dated August 20, 1959.

Under and by virtue of the provisions of Section 40:67-1 (b) of the Revised Statutes of New Jersey, 1937.

Section 2. That this ordinance shall take effect upon adoption and publication and according to law.

President Bontempo called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

Councilman Callaghan asked who had requested the vacation of this land and the City Clerk replied there was a communication from Mr. William S. Myers of the law firm of Hannoch, Weinstein, Myers & Stern, 17 Academy Street, Newark, New Jersey. Councilman Callaghan said he was not fully aware of who was requesting this vacation and felt the hearing should be held open.

Councilman Gordon pointed out this ordinance had been approved by the Central Planning Board. It was not truly a street, but runs through the center of the Newark Rivet Works Building. He stated it was merely a question of establishing clear title, so property could be sold free and clear. He was of the opinion that a supermarket or warehouse for A. & P. was to be constructed on this site.

Councilman Callaghan declared the proposed new St. James Hospital might be constructed a block away and felt this would be an improper place for a supermarket. It would create too much noise.

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President Bontempo also was critical of this ordinance. He noted St. James Church School and Playground were located in the vicinity. He contended vehicles coming in and out of a warehouse would be a danger to the children. He also felt the land in this area should be protected in all fairness to the redevelopment planned by St. James Hospital, and this matter should be handled cautiously.

No one appearing, a motion to continue the public hearing on this ordinance to the December 2, 1959 meeting of the Municipal Council, was made by Councilman Callaghan, seconded by Councilman Turner and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

Councilman Gordon suggested the Law Department should check into this ordinance.

6-Ph-b. The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, this being the date and time set therefor.

AN ORDINANCE PROVIDING FOR THE VACATION, RELEASE AND EXTINGUISHMENT OF THE PUBLIC RIGHTS, IF ANY, OF AND IN THAT PART OF THE FOLLOWING STREETS AS LAID OUT ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES:

ALL THAT PART OF AVENUE M, ELIZABETHPORT AVENUE, AVENUE N, AVENUE O, AVENUE P AND AVENUE Q, AS THE SAME ARE LAID OUT 75 FEET IN WIDTH, AND IN THAT PART OF THE REMAINING EASTERLY ONE-HALF OF AVENUE R, EAST OF THE EASTERLY LINE OF DOREMUS AVENUE, SAME BEING $37\frac{1}{2}$ FEET IN WIDTH, ALL EXTENDING FROM THE SOUTH SIDE OF MURRAY STREET TO THE NORTH SIDE OF ALPINE STREET; AND IN THAT PART OF AVENUE S AS LAID OUT 75 FEET IN WIDTH EXTENDING FROM THE SOUTH SIDE OF MURRAY STREET TO THE HIGH WATER LINE OF NEWARK BAY; AND IN THAT PART OF ASTOR STREET, EMMET STREET, WRIGHT STREET, MILLER STREET, VANDERPOOL STREET, POINIER STREET AND EARL STREET AS THE SAME ARE LAID OUT 60 FEET IN WIDTH, ALL EXTENDING FROM THE EAST SIDE OF AVENUE M TO THE HIGH WATER LINE OF NEWARK BAY.

BE IT ORDAINED by the Municipal Council of the City of Newark, New Jersey:

Section 1. That all that part of Avenue M, Elizabethport Avenue, Avenue N, Avenue O, Avenue P and Avenue Q as the same are laid out 75 feet in width, and in that part of the remaining easterly one-half of Avenue R, east of the easterly line of Doremus Avenue, same being $37\frac{1}{2}$ feet in width, all extending from the south side of Murray Street to the north side of Alpine Street, and in that part of Avenue S as laid out 75 feet in width extending from the south side of Murray Street to the high water line of Newark Bay; and in that part of Astor Street, Emmet Street, Wright Street, Miller Street, Vanderpool Street, Poinier Street and Earl Street as the same are laid out 60 feet in width, all extending from the east side of Avenue M to the high water line of Newark Bay, shall be VACATED as public streets or highways and the public rights, if any, therein be RELEASED and EXTINGUISHED.

All as shown on a map prepared under the direction of this Council, which map

is hereto attached and made a part hereof and a copy of which map is on file in the Office of the Chief Engineer, Department of Public Works, known and designated as Map No. 1562-V, dated August 6, 1959.

Under and by virtue of the provisions of Section 40:67-1 (b) of the revised statutes of New Jersey, 1937.

Section 2. That this ordinance shall take effect upon adoption and publication and according to law.

President Bontempo called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

No one appearing, President Bontempo entertained the motion that the hearing in this matter be closed and a motion to close the hearing was made by Councilman Turner, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

6-PH-c. The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, this being the date and time set therefor.

AN ORDINANCE RELATING TO DRAINAGE OF ROOFS OF BUSINESS BUILDINGS.

BE IT ORDAINED by the Municipal Council of the City of Newark, New Jersey:

Section 15.683.

1. That the owner, lessor, tenant, lessee or agent of any building or part thereof, except dwellings, used in any degree for occupation by human beings for business purposes, shall keep the roofs, gutters and every part of the same and the side walls of such buildings so that the same shall not leak. All rain water shall be drained and conveyed from such roofs, gutters or side walls in such manner as to prevent the dripping of water upon the ground or upon any portion of the structure, or in the yard adjacent thereto.

2. This ordinance shall take effect upon final passage and publication according to law.

President Bontempo called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

No one appearing, President Bontempo entertained the motion that the hearing in this matter be closed and a motion to close the hearing was made by Councilman Turner, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

6-PH-d. The City Clerk: The following ordinance was adopted on first reading, adver-

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TISED IN ACCORDANCE WITH LAW AND A HEARING DATE SET. IT IS NOW BEFORE YOU FOR PUBLIC HEARING, THIS BEING THE DATE AND TIME SET THEREFOR.

AN ORDINANCE RELATING TO FURNISHING AND MAINTAINING MINIMUM HEAT IN CERTAIN BUSINESS BUILDINGS.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. SECTION 15.682.

(A) IT SHALL BE THE DUTY OF EVERY PERSON, FIRM OR CORPORATION, WHO SHALL HAVE CONTRACTED OR UNDERTAKEN, OR SHALL BE BOUND TO HEAT OR TO FURNISH HEAT FOR ANY BUILDING OR PORTION THEREOF OCCUPIED AS A BUSINESS ESTABLISHMENT WHERE ONE OR MORE PERSONS ARE EMPLOYED, TO HEAT OR TO FURNISH HEAT FOR EVERY OCCUPIED ROOM IN SUCH BUILDING, OR PORTION THEREOF, SO THAT A MINIMUM TEMPERATURE OF 68° FAHRENHEIT MAY BE MAINTAINED THEREIN AT SUCH TIMES AS HEREINAFTER STATED; PROVIDED, HOWEVER, THAT THE PROVISIONS OF THIS SECTION SHALL NOT APPLY TO BUILDINGS OR PORTIONS THEREOF, USED AND OCCUPIED FOR TRADES, BUSINESSES OR OCCUPATIONS WHERE HIGH OR LOW TEMPERATURES ARE ESSENTIAL.

(B) FOR THE PURPOSE OF THIS SECTION, WHENEVER A BUILDING IS HEATED BY MEANS OF A FURNACE, BOILER OR APPARATUS UNDER THE CONTROL OF THE OWNER, AGENT OR LESSEE, IN THE ABSENCE OF A CONTRACT OR AGREEMENT TO THE CONTRARY, HE SHALL BE DEEMED TO HAVE CONTRACTED, UNDERTAKEN OR BOUND TO FURNISH HEAT IN ACCORDANCE WITH THE PROVISIONS OF THIS SECTION.

(C) WHERE THE OWNER IS OBLIGATED TO SUPPLY HEAT, THE SAME SHALL BE SUPPLIED DURING THE USUAL WORKING HOURS OF THE BUSINESS ESTABLISHMENT, OF EACH WORKING DAY, WHENEVER THE OUTSIDE TEMPERATURE SHALL FALL BELOW 50° FAHRENHEIT.

2. THIS ORDINANCE SHALL TAKE EFFECT UPON FINAL PASSAGE AND PUBLICATION ACCORDING TO LAW.

PRESIDENT BONTEMPO CALLED FOR THOSE DESIRING TO BE HEARD ON THIS ORDINANCE TO APPROACH THE RAIL, GIVE HIS NAME AND ADDRESS AND BE HEARD.

NO ONE APPEARING, PRESIDENT BONTEMPO ENTERTAINED THE MOTION THAT THE HEARING IN THIS MATTER BE CLOSED AND A MOTION TO CLOSE THE HEARING WAS MADE BY COUNCILMAN TURNER, SECONDED BY COUNCILMAN ADDONIZIO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

PRESIDENT BONTEMPO CALLED FOR ORDINANCES ON SECOND READING AND FINAL PASSAGE.

6-S & F-B. THE CITY CLERK: THE FOLLOWING ORDINANCE ADOPTED ON FIRST READING, UPON WHICH A HEARING WAS HELD AND CLOSED, IS NOW BEFORE THE COUNCIL FOR CONSIDERATION ON SECOND READING AND FINAL PASSAGE:

AN ORDINANCE PROVIDING FOR THE VACATION, RELEASE AND EXTINGUISHMENT OF THE

PUBLIC RIGHTS, IF ANY, OF AND IN THAT PART OF THE FOLLOWING STREETS AS LAID OUT ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES.

ALL THAT PART OF AVENUE M, ELIZABETHPORT AVENUE, AVENUE N, AVENUE O, AVENUE P AND AVENUE Q, AS THE SAME ARE LAID OUT 75 FEET IN WIDTH, AND IN THAT PART OF THE REMAINING EASTERLY ONE-HALF OF AVENUE R, EAST OF THE EASTERLY LINE OF DOREMUS AVENUE, SAME BEING 37½ FEET IN WIDTH, ALL EXTENDING FROM THE SOUTH SIDE OF MURRAY STREET TO THE NORTH SIDE OF ALPINE STREET: AND IN THAT PART OF AVENUE S AS LAID OUT 75 FEET IN WIDTH EXTENDING FROM THE SOUTH SIDE OF MURRAY STREET TO THE HIGH WATER LINE OF NEWARK BAY; AND IN THAT PART OF ASTOR STREET, EMMET STREET, WRIGHT STREET, MILLER STREET, VANDERPOOL STREET, POINIER STREET AND EARL STREET AS THE SAME ARE LAID OUT 60 FEET IN WIDTH, ALL EXTENDING FROM THE EAST SIDE OF AVENUE M TO THE HIGH WATER LINE OF NEWARK BAY.

A MOTION TO ADOPT THE ORDINANCE ON SECOND READING AND FINAL PASSAGE WAS MADE BY COUNCILMAN TURNER, SECONDED BY COUNCILMAN ADDONIZIO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

PRESIDENT BONTEMPO: THE YESES ARE EIGHT AND THE NOES ARE NONE. THIS ORDINANCE HAVING BEEN READ ON TWO SEPARATE DAYS AND HAVING ACHIEVED THE VOTE REQUIRED BY THE STATUTE, IS DECLARED ADOPTED. THE CLERK IS DIRECTED TO DELIVER SAME TO THE MAYOR FOR HIS APPROVAL OR DISAPPROVAL.

6-S & F-c. THE CITY CLERK: THE FOLLOWING ORDINANCE ADOPTED ON FIRST READING, UPON WHICH A HEARING WAS HELD AND CLOSED, IS NOW BEFORE THE COUNCIL FOR CONSIDERATION ON SECOND READING AND FINAL PASSAGE:

AN ORDINANCE RELATING TO DRAINAGE OF ROOFS OF BUSINESS BUILDINGS.

A MOTION TO ADOPT THE ORDINANCE ON SECOND READING AND FINAL PASSAGE WAS MADE BY COUNCILMAN TURNER, SECONDED BY COUNCILMAN MELILLO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

PRESIDENT BONTEMPO: THE YESES ARE EIGHT AND THE NOES ARE NONE. THIS ORDINANCE HAVING BEEN READ ON TWO SEPARATE DAYS AND HAVING ACHIEVED THE VOTE REQUIRED BY THE STATUTE, IS DECLARED ADOPTED. THE CLERK IS DIRECTED TO DELIVER SAME TO THE MAYOR FOR HIS APPROVAL OR DISAPPROVAL.

6-S & F-d. THE CITY CLERK: THE FOLLOWING ORDINANCE, ADOPTED ON FIRST READING, UPON WHICH A HEARING WAS HELD AND CLOSED, IS NOW BEFORE THE COUNCIL FOR CONSIDERATION ON SECOND READING AND FINAL PASSAGE:

AN ORDINANCE RELATING TO FURNISHING AND MAINTAINING MINIMUM HEAT IN CERTAIN BUSINESS BUILDINGS.

A MOTION TO ADOPT THE ORDINANCE ON SECOND READING AND FINAL PASSAGE WAS MADE BY COUNCILMAN TURNER, SECONDED BY COUNCILMAN ADDONIZIO AND ADOPTED BY THE FOLLOWING VOTES:

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Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-E. The City Clerk: The following ordinance adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage:

AN ORDINANCE AMENDING AND SUPPLEMENTING ARTICLE XVI, GARAGES, SERVICE STATIONS, ETC. OF CHAPTER 14, FIRE PREVENTION CODE, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951.

(This proposed amendment to the Open Deck Parking Ordinance, Fire Prevention Code, would provide additional protection on each tier of parking decks; and hold manager responsible for control of speed of vehicles)

(Copy of ordinance submitted to each Member of the Council)

(Deferred at request of Parking Authority and awaiting recommendation of Business Administrator)

A motion to defer further action on this ordinance was made by Councilman Gordon, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

HEARINGS OF CITIZENS.

6-HC-A. MR. ARTHUR FISHBEIN, 282 CHANCELLOR AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council on the subject "MUNICIPAL COUNCIL CODE AND ORDINANCES".

The following spoke in favor of the allocation of funds for the Youth Development Clinic:

6-HC-B. MR. JOHN S. THOMPSON, CHAIRMAN, MAYOR'S COMMITTEE ON YOUTH, MILITARY PARK HOTEL, NEWARK, NEW JERSEY.

6-HC-C. MR. JOSEPH PIKUS, SPOKE FOR DR. ERNEST C. HILLMAN, JR, TRUSTEE OF THE WELFARE FEDERATION OF NEWARK.

6-HC-D. MRS. R. NEAL OWENS, PRESIDENT, ASSOCIATED COMMUNITY COUNCILS OF NEWARK, 140 ROSEVILLE AVENUE, NEWARK, NEW JERSEY.

6-HC-E. MRS. LEONARD HOLMAN, REPRESENTING THE CENTRAL NEWARK COMMUNITY COUNCIL, 131 ROSE STREET, NEWARK, NEW JERSEY.

6-HC-F. MRS. SARA M. LEWITT, LEAGUE OF WOMEN VOTERS, 110 SHANLEY AVENUE, NEWARK, NEW JERSEY.

Councilman Callaghan remarked he wondered if the speakers on this subject were aware that the Council was not desirous of blocking funds for Child Mental Health Program. He noted the Council is considering giving assistance to two existing agencies for this purpose. He said some of the Councilmen were opposed to setting up a new agency and pointed out that a great deal of the money to be expended will be used up by overhead costs.

6-HC-g. MR. JOHN BECKER, PRESIDENT, WEST SIDE COMMUNITY COUNCIL, 45 ROSEVILLE AVENUE, NEWARK, NEW JERSEY.

6-HC-h. MR. LEO YANOFF, JEWISH COMMUNITY COUNCIL OF ESSEX COUNTY, 17 ACADEMY STREET, NEWARK, NEW JERSEY.

Councilman Melillo explained at length the question of matching funds, pointing out that these matching funds are supplied by the Federal Government.

6-HC-i. MR. ARNOLD RAIBIN, 100 NORTH ARLINGTON AVENUE, EAST ORANGE, NEW JERSEY, read a statement from William C. Dodds, President of the Essex Mental Health Association.

The City Clerk noted, for the record, telegrams had been received urging allocations of funds for Youth Development Clinic from:

Mr. Stanley B. Winters, 26 Shanley Avenue, Newark, New Jersey
Mrs. Fred Mahana, President, Branch Brook Community Council
Mr. J. Frank O'Connor, President, Vailsburg Community Council
Elizabeth Cunningham, President, Dayton Community Council

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a. The City Clerk called for further bids based upon Resolution No. 7-R-v, adopted November 4, 1959, which resolution approved offer by Walter A. Beers, to purchase City-owned property at 9-13 Valley Street, Block 4050, Lot 25, for $1,400.00.

There were no further bids for this property.

A motion to close the bidding and accept the bid offered by Walter A. Beers, was made by Councilman Brady, seconded by Councilman Turner and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

Councilman Brady presented and moved RESOLUTION ACCEPTING BID OF WALTER A. BEERS, FOR PURCHASE OF CITY-OWNED PROPERTY AT 9-13 VALLEY STREET, BLOCK 4050, LOT 25, FOR $1,400.00.

The motion was seconded by Councilman Turner and the roll being called, the resolution was adopted by the following votes:

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Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-b. RESOLUTION OF THE CITY OF NEWARK REQUESTING RESERVATION OF CAPITAL GRANT FUNDS, APPROVING THE UNDERTAKING OF SURVEYS AND PLANS FOR AN URBAN RENEWAL PROJECT AND APPROVING FILING OF AN APPLICATION FOR FEDERAL ADVANCE OF FUNDS.

(Council met with Mr. Louis Danzig November 10, 1959)

A motion to defer further action on this resolution until the December 2, 1959 meeting of the Municipal Council, was made by Councilman Addonizio, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-c. Councilman Gordon presented and moved RESOLUTION APPROVING OFFER BY ALPHONSE CICALESE TO PURCHASE CITY-OWNED PROPERTY AT 25-27-29-31 GARRISON STREET, BLOCK 998, LOTS 45, 46 AND 47, FOR $3,500.00; AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR FINAL BIDS.

The motion was seconded by Councilman Turner and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-d. Councilman Melillo presented and moved RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF THE FIRE DEPARTMENT TO EXECUTE AND DELIVER A GENERAL RELEASE UPON RECEIPT OF SUM OF $200.00 FROM LOMBARD BROTHERS, INC., AND CHARLES SANTOVASCO, IN SETTLEMENT OF CLAIM MADE FOR DAMAGES TO CITY MOTOR VEHICLE IN ACCIDENT ON JANUARY 20, 1956, IN THE AMOUNT OF $236.60.

The motion was seconded by Councilman Gordon and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-e. Councilman Santoro presented and moved RESOLUTION AUTHORIZING DIRECTOR OF PUBLIC WORKS TO EXECUTE A CONTRACT WITH JOSEPH NESTO AND COMPANY, LOW BIDDERS, IN THE AMOUNT OF $22,618.50, FOR THE WIDENING, PAVING AND RESURFACING OF SEVENTH AVENUE EAST FROM BROADWAY TO HIGH STREET, PENDING APPROVAL BY THE STATE HIGHWAY COMMISSIONERS.

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-f. Councilman Brady presented and moved RESOLUTION AUTHORIZING DIRECTOR OF THE POLICE DEPARTMENT TO EXECUTE AND DELIVER A GENERAL RELEASE IN THE AMOUNT OF $219.80 TO JOSEPH JOHN MARQUES, IN SETTLEMENT OF DAMAGE TO A CITY MOTOR VEHICLE, AMOUNTING TO $224.80.

The motion was seconded by Councilman Melillo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-g. Councilman Melillo presented and moved RESOLUTION AUTHORIZING THE CITY TREASURER, UPON RECEIPT OF GENERAL RELEASE, TO ISSUE AND DELIVER A CHECK IN THE AMOUNT OF $50.00 TO HERBERT T. O'HARE AND HIS ATTORNEYS, KANTER AND KANTER, SETTLEMENT OF CLAIM IN CONNECTION WITH INJURIES SUSTAINED BY HERBERT T. O'HARE FROM A FALL IN FRONT OF PREMISES 321 WARREN STREET, NEWARK, WHERE DIVISION OF WATER WAS REPAIRING A LEAK.

The motion was seconded by Councilman Brady and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-h. Councilman Santoro presented and moved RESOLUTION AUTHORIZING ESTABLISHMENT OF PETTY CASH FUND OF $50.00 IN THE DIVISION OF DOG CONTROL, DEPARTMENT OF HEALTH AND WELFARE, SUBJECT TO APPROVAL OF THE COMMISSIONER OF LOCAL GOVERNMENT.

The motion was seconded by Councilman Gordon and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-i. Councilman Melillo presented and moved RESOLUTION AUTHORIZING CITY TREASURER TO REFUND THE SUM OF $25.00 TO ROCCO CARFELLO, DEFENDANT, OR HIS ATTORNEY, FRANK METRO, FINE IMPOSED BY MUNICIPAL COURT, SAID JUDGMENT OF CONVICTION HAVING BEEN SET ASIDE BY THE ESSEX COUNTY COURT.

The motion was seconded by Councilman Gordon and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-j. RESOLUTION AUTHORIZING THE DIRECTOR OF THE DEPARTMENT OF HEALTH AND WELFARE TO ACCEPT $200.00 IN FULL SETTLEMENT OF A $805.60 CLAIM OF HANNAH MACHMAN, FORMERLY A PATIENT AT MARTLAND MEDICAL CENTER.

A motion to defer action on this resolution until further information is received on this matter, was made by Councilman Santoro, seconded by Councilman Brady and

ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-K. PRESIDENT BONTEMPO PRESENTED AND MOVED RESOLUTION APPOINTING 241 SPECIAL POLICEMEN FOR A TERM ENDING DECEMBER 31, 1960.

THE MOTION WAS SECONDED BY COUNCILMAN TURNER AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-L. COUNCILMAN TURNER PRESENTED AND MOVED RESOLUTION APPOINTING WILLIAM M. WORKMAN SPECIAL POLICEMAN FOR A TERM ENDING DECEMBER 31, 1959.

THE MOTION WAS SECONDED BY PRESIDENT BONTEMPO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-M. COUNCILMAN BRADY PRESENTED AND MOVED RESOLUTION APPOINTING LEONARD G. BIERMAN, CONSTABLE, FOR A TERM ENDING DECEMBER 31ST, 1959, AND APPROVING HIS BOND AS TO SUFFICIENCY.

THE MOTION WAS SECONDED BY COUNCILMAN CALLAGHAN AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-N. COUNCILMAN BRADY PRESENTED AND MOVED RESOLUTION APPROVING OFFER BY WALTER A. BEERS TO PURCHASE CITY-OWNED PROPERTY AT 76 NORTH 10TH STREET, BLOCK 1964, LOT 28, FOR $1,000.00; AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR FINAL BIDS.

THE MOTION WAS SECONDED BY PRESIDENT BONTEMPO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-O. COUNCILMAN SANTORO PRESENTED AND MOVED EMERGENCY RESOLUTION APPROPRIATING $1,800.00 FOR OTHER EXPENSES "D" FIXED CHARGES, OFFICE OF THE CITY CLERK, TO PROVIDE FUNDS FOR CONVENTION EXPENSES NOT PROVIDED FOR IN THE 1959 BUDGET.

THE MOTION WAS SECONDED BY COUNCILMAN GORDON AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-p. Councilman Melillo presented and moved EMERGENCY RESOLUTION APPROPRIATING $2,000.00 IN THE "GENERAL AND PRIMARY ELECTION ACCOUNT" IN THE OFFICE OF THE CITY CLERK TO PROVIDE FUNDS REQUIRED TO CHECK CHANGE OF GOVERNMENT PETITIONS AND NOT PROVIDED FOR IN THE 1959 BUDGET.

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-q. Councilman Brady presented and moved RESOLUTION EXPRESSING THE SORROW OF THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK ON THE PASSING OF ROSE R. WALDOR.

The motion was seconded by President Bontempo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-r. President Bontempo presented and moved RESOLUTION EXTENDING GREETINGS AND HEARTIEST WELCOME TO THE MOST REVEREND IAKOVOS, ARCHBISHOP OF THE GREEK ORTHODOX CHURCH OF NORTH AND SOUTH AMERICA UPON HIS VISIT TO NEWARK DECEMBER 6, 1959, ST. NICHOLAS DAY.

The motion was seconded by Councilman Santoro and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

MOTIONS.

7-M-a. A MOTION THAT THE CITY CLERK'S CERTIFICATION OF SUFFICIENCY OF A PETITION FILED BY A CITIZENS' COMMITTEE ON OCTOBER 28, 1959 CALLING FOR THE SUBMISSION TO THE VOTERS FOR THEIR ADOPTION OR REJECTION, THE QUESTION "SHALL THE CITY OF NEWARK ABANDON ITS PRESENT FORM OF GOVERNMENT AND REVERT TO ITS PRIOR FORM OF GOVERNMENT KNOWN AS THE COMMISSION FORM OF GOVERNMENT AS PROVIDED BY THE 'COMMISSION FORM OF GOVERNMENT LAW'?", BE ACCEPTED; AND FURTHER, THAT THE CITY CLERK IS HEREBY DIRECTED TO PROVIDE FOR THIS ELECTION IN CONFORMITY WITH THE STATUTES PROVIDED, was made by Councilman Brady, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

No: Councilman Addonizio.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI,

RECEIVED NOVEMBER 2, 1959, ENCLOSING PROPOSED "ORDINANCE MAKING THE PROVISIONS OF SUBTITLE 39, MOTOR VEHICLE AND TRAFFIC LAWS OF NEW JERSEY, AND LOCAL REGULATIONS THEREUNDER, APPLICABLE TO CERTAIN DRIVEWAYS OF THE MARTLAND MEDICAL CENTER OF THE CITY OF NEWARK".

(Copy of ordinance submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the December 2, 1959 Calendar of the Municipal Council, for first reading, was made by Councilman Addonizio, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-B. The City Clerk presented COMMUNICATION FROM E. C. SPELLMAN, 330 CHAPMAN STREET, NEWARK, RECEIVED NOVEMBER 5, 1959, ENTERING COMPLAINTS WITH RESPECT TO MANNER GASOLINE STATION AT 774-780 SANFORD AVENUE IS BEING CONDUCTED.

(Copy of communication submitted to each Member of the Council and Business Administrator)

A motion to receive this communication and refer it to Administration for necessary action and directing the City Clerk to inform Mr. Spellman of this action, was made by Councilman Brady, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-C. The City Clerk presented COMMUNICATION FROM JOHN J. GOFF, PRESIDENT, ESSEX COUNCIL NUMBER ONE, NEW JERSEY CIVIL SERVICE ASSOCIATION, RECEIVED NOVEMBER 10, 1959, ENCLOSING COPY OF COMMUNICATION ADDRESSED TO MAYOR CARLIN REQUESTING A GENERAL SALARY INCREASE FOR CITY EMPLOYEES, AS WELL AS PROVISIONS FOR PAID HOSPITALIZATION AND MAJOR MEDICAL-SURGICAL COVERAGE.

(Copy of correspondence submitted to each Member of the Council)

A motion that this communication be received and placed on file was made by Councilman Turner, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-D. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED NOVEMBER 16, 1959, ENCLOSING PROPOSED "ORDINANCE APPROPRIATING THE SUM OF $5,000.00 FROM THE CAPITAL IMPROVEMENT FUND FOR THE INSTALLATION OF ELECTRIC LIGHTING FIXTURES IN VARIOUS CITY-OWNED BUILDINGS.

(Copy of ordinance submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the December 2, 1959 Calendar of the Municipal Council, for first reading, was made by Councilman Addonizio, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-e. The City Clerk read the following resolution from Donato Sodano, General Chairman, Basilone Memorial Committee, 69 Elizabeth Avenue, Newark 8, New Jersey:

WHEREAS: MELVIN SPITZ CHAPTER #3 DISABLED AMERICAN VETERANS LOCATED AT 24 EAST KINNEY STREET, NEWARK, NEW JERSEY DID HEREBY AS A MATTER OF PUBLIC RECORD ON APRIL 1, 1959 DID SEND A REPRESENTATIVE TO APPEAR BEFORE THE REGULAR SCHEDULE MEETING OF THE NEWARK CITY COUNCIL AND

WHEREAS: OUR REPRESENTATIVE MR. DONATO SODANO ACTING FOR OUR CHAPTER IN AN OFFICIAL CAPACITY AND

WHEREAS: MR. SODANO DID PETITION THE NEWARK CITY COUNCIL TO ACT UPON A RESOLUTION ADOPTED BY THE MEMBERSHIP OF MELVIN SPITZ CHAPTER #3 DISABLED AMERICAN VETERANS TO HONOR THE MEMORY OF THE LATE MARINE SERGEANT JOHN A. BASILONE AND THE WORLD WAR II DEAD AND

WHEREAS: OUR PETITION WAS FAVORABLY RECEIVED AND UNANIMOUSLY ADOPTED BY THE CITY COUNCIL AND

WHEREAS: THE NEWARK PLANNING BOARD ALSO REACTED FAVORABLY UPON OUR PETITION AND

WHEREAS: DUE TO THIS ACCEPTANCE OF OUR RESOLUTION BY THE GOVERNING BODIES OF THE CITY OF NEWARK AND

WHEREAS: DUE TO THE SINCERE EFFORTS SET FORTH BY OUR CITY OFFICIAL FAMILY AND

THEREFORE BE IT RESOLVED THAT WE THE EXECUTIVE COMMITTEE OF THE BASILONE DEDICATION COMMITTEE DO HEREBY GO ON RECORD TO COMMEND THE NEWARK CITY COUNCIL, THE NEWARK PLANNING BOARD, MAYOR LEO P. CARLIN, THE MANY LEADING CITIZENS OF OUR CITY FOR THEIR FINE AND SINCERE COOPERATION IN OUR ENDEAVOR.

BE IT FURTHER RESOLVED THAT COPIES OF THIS RESOLUTION BE FORWARDED TO THE PRESS, MAYOR CARLIN AND THAT A COPY OF THIS RESOLUTION BE MADE AVAILABLE TO THE MEMBERS OF THE NEWARK CITY COUNCIL TO BE READ INTO THE PUBLIC RECORD AT THE COUNCIL MEETING SCHEDULED FOR MONDAY, NOVEMBER 23, 1959.

DATED AT NEWARK NEW JERSEY NOVEMBER 9, 1959

A motion that this resolution be received and placed on file was made by Councilman Santoro, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-f. The City Clerk presented COMMUNICATION FROM MR. MORRIS FANG, 786 SOUTH 18TH STREET, NEWARK, NEW JERSEY, WITH REFERENCE TO GRANTING OF VARIANCE TO GRASSMAN-BLAKE, JEWELERS, AT 782-784 SOUTH 18TH STREET, NEWARK.

A motion to receive this communication and directing the City Clerk to notify Mr. Fang that when this application came before the Council for public hearing October 21, 1959, no objectors appeared; and further directing the City Clerk to forward a copy of Mr. Fang's communication to Business Administrator Rinaldi for his attention, was made by Councilman Brady, seconded by President Bontempo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

9-A. COMMUNICATION FROM HIS HONOR MAYOR LEO P. CARLIN, RECEIVED OCTOBER 5, 1959, NOMINATING FREDERICK D. CAWTHRA, 324 ELLERY AVENUE, NEWARK, AS A MEMBER OF THE BOARD OF ADJUSTMENT, FOR A TERM OF FIVE YEARS FROM DATE OF CONFIRMATION.

(Council met with Mr. Cawthra November 10, 1959)

A motion to defer action on this communication was made by Councilman Santoro, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

9-B. COMMUNICATION FROM HIS HONOR MAYOR LEO P. CARLIN, RECEIVED OCTOBER 5, 1959, NOMINATING WALTER J. GILL, 375 MT. PROSPECT AVENUE, NEWARK, AS A MEMBER OF THE BOARD OF ADJUSTMENT, FOR A TERM OF FIVE YEARS FROM DATE OF CONFIRMATION.

(Council met with Mr. Gill November 10, 1959)

A motion to defer action on this communication was made by Councilman Melillo, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

9-C. COMMUNICATION FROM HIS HONOR MAYOR LEO P. CARLIN, RECEIVED OCTOBER 5, 1959, NOMINATING A. THOMAS MALANGA, 633 LAKE STREET, NEWARK, AS A MEMBER OF THE BOARD OF ADJUSTMENT, FOR A TERM OF FIVE YEARS FROM DATE OF CONFIRMATION.

(Council met with Mr. Malanga November 10, 1959)

A motion to defer action on this communication was made by Councilman Addonizio, seconded by Councilman Turner and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

9-D. COMMUNICATION FROM HIS HONOR MAYOR LEO P. CARLIN, RECEIVED OCTOBER 5, 1959, NOMINATING JOSEPH E. MIRABELLA, 11 NORFOLK STREET, NEWARK, AS A MEMBER OF THE BOARD OF ADJUSTMENT, FOR A TERM OF FIVE YEARS FROM DATE OF CONFIRMATION.

(Council met with Mr. Mirabella November 10, 1959)

A motion to defer action on this communication was made by Councilman Brady, seconded by President Bontempo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

9-E. COMMUNICATION FROM HIS HONOR MAYOR LEO P. CARLIN, RECEIVED OCTOBER 5, 1959, NOMINATING CASIMIR WYGLENDOWSKI, 33 OAKLAND TERRACE, NEWARK, AS A MEMBER OF THE BOARD OF ADJUSTMENT, FOR A TERM OF FIVE YEARS FROM DATE OF CONFIRMATION.

(Council met with Mr. Wyglendowski November 10, 1959)

A motion to defer action on this communication was made by Councilman Addonizio, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

9-F. COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED OCTOBER 6, 1959, ENCLOSING PROPOSED "ORDINANCE APPROPRIATING THE SUM OF $25,500.00 FROM THE CAPITAL IMPROVEMENT FUND FOR THE ESTABLISHMENT OF AND EQUIPMENT FOR THE ISOTOPE LABORATORY AT THE HARRISON S. MARTLAND MEDICAL CENTER".

(Council met with Mayor, Business Administrator and Dr. Haskin November 10, 1959)

A motion to reject this ordinance was made by Councilman Addonizio, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Santoro, President Bontempo.

No: Councilmen Gordon, Melillo, Turner.

9-G. RECONSIDERATION OF RESOLUTION 7-R-ac ADOPTED BY THE MUNICIPAL COUNCIL OCTOBER 7, 1959, "AUTHORIZING THE BUSINESS ADMINISTRATOR TO ENTER INTO A CONTRACT WITH THE YOUTH DEVELOPMENT CLINIC OF NEWARK AND IRVINGTON TO ESTABLISH A CHILD MENTAL HEALTH PROGRAM, FOR A PERIOD OF TWO YEARS, AT $35,000.00 PER YEAR".

A motion to defer further action on this matter was made by Councilman Addonizio, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-A. THE CITY CLERK REPORTED THE FOLLOWING BINGO AND RAFFLES LICENSES WERE ISSUED FROM NOVEMBER 2, 1959 TO NOVEMBER 17, 1959.

BINGO LICENSES

LICENSEE	LICENSE NUMBER
THE NEWARK AUXILIARY OF THE ESSEX COUNTY RESCUE SQUAD	1737

RAFFLES LICENSES

LICENSEE	LICENSE NUMBER
P.T.A. OF THE PROSPECT HILL COUNTRY DAY SCHOOL	1727
CHI-RHO CLUB - BLESSED SACRAMENT CHURCH	1728
IRVINGTON CHAPTER OF HADASSAH	1729
MOTHER'S GUILD OF ST. VINCENT ACADEMY, ELEMENTARY SCHOOL	1730
DAUGHTERS OF VICTORY	1731
OUR LADY OF MT. CARMEL P.T.A.	1732
OUR LADY OF MT. CARMEL P.T.A.	1733
ROSARY ALTAR SOCIETY - SACRED HEART CATHEDRAL	1734
OUR LADY OF MT. CARMEL CHURCH	1735
SHAROFF AUXILIARY - JEWISH CONSUMPTIVE RELIEF SOCIETY - AMERICAN MEDICAL CENTER, DENVER, COLORADO	1736
WOODSIDERS DRUM & BUGLE CORPS	1738
ST. FRANCIS XAVIER C.W.V. MEMORIAL POST #1187	1739

A MOTION TO CONCUR IN THE REPORT WAS MADE BY COUNCILMAN ADDONIZIO, SECONDED BY COUNCILMAN GORDON AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

ADJOURNMENT.

12. A MOTION TO ADJOURN THIS MEETING WAS MADE BY COUNCILMAN GORDON, SECONDED BY COUNCILMAN ADDONIZIO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

THIS MEETING ADJOURNED AT 10:30 P. M.

APPROVED:

HARRY S. REICHENSTEIN
CITY CLERK

MICHAEL A. BONTEMPO
PRESIDENT

P

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, City Hall, Newark, New Jersey, at 8:00 P. M.

The audience arose for the National Anthem.

The prayer was offered by Reverend Martin Sherry, St. Aloysius R. C. Church.

President Bontempo called the meeting to order and asked for roll call.

Present: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo, City Clerk Harry S. Reichenstein, Clerk of the Council; Sergeant Walter Dubino, Sergeant-at-Arms.

Absent: Councilmen Cooper, Turner.

Dec.2,1959

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

4-A. The City Clerk presented COPY OF DIGEST OF MINUTES OF MEETING OF BOARD OF ADJUSTMENT, HELD NOVEMBER 10, 1959.

A motion that the copy of digest of minutes be received was made by Councilman Addonizio, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

4-B. The City Clerk presented REPORT OF MUNICIPAL COURT, PARTS 1, 2 AND 5, FOR THE MONTH OF OCTOBER, 1959.

A motion that the report be received and placed on file was made by Councilman Callaghan, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

PENDING BOARD OF ADJUSTMENT APPLICATIONS.

None.

BOARD OF ADJUSTMENT APPLICATIONS.

None.

President Bontempo welcomed students from Barringer High School and their teacher, Mr. Restaino, who were present in the audience. President Bontempo explained to the students that all the items on the agenda had been thoroughly discussed by the Council at their pre-meeting conference.

REPORTS OF COMMITTEES.

5-A. COUNCIL COMMITTEE TO STUDY THE FAULKNER ACT.

(Councilmen Santoro, Brady, Callaghan)

Chairman Santoro reported progress.

A MOTION TO ACCEPT THE REPORT WAS MADE BY COUNCILMAN BRADY, SECONDED BY PRESIDENT BONTEMPO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

5-B. COUNCIL STUDY COMMITTEE FOR REVISION AND AMENDMENT OF THE CODE.

(COUNCILMEN GORDON, ADDONIZIO, COOPER)

CHAIRMAN GORDON REPORTED PROGRESS.

A MOTION TO ACCEPT THE REPORT WAS MADE BY COUNCILMAN BRADY, SECONDED BY COUNCILMAN CALLAGHAN AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

5-F. COUNCIL COMMITTEE TO STUDY REGULATIONS AND PROCEDURES FOR EMPLOYEES.

(COUNCILMEN SANTORO, COOPER, MELILLO)

CHAIRMAN SANTORO REPORTED PROGRESS.

A MOTION TO ACCEPT THE REPORT WAS MADE BY COUNCILMAN GORDON, SECONDED BY COUNCILMAN ADDONIZIO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

5-G. COUNCIL COMMITTEE TO STUDY POSSIBILITY OF BROADENING TAX REVENUE AND NEW SOURCE OF REVENUE.

(COUNCILMEN MELILLO, CALLAGHAN, COOPER)

CHAIRMAN MELILLO REPORTED PROGRESS.

A MOTION TO ACCEPT THE REPORT WAS MADE BY COUNCILMAN ADDONIZIO, SECONDED BY PRESIDENT BONTEMPO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

5-H. COUNCIL COMMITTEE TO STUDY THE CIVILIAN DEFENSE SET-UP.

(COUNCILMEN ADDONIZIO, COOPER, GORDON)

CHAIRMAN ADDONIZIO REPORTED PROGRESS.

A MOTION TO ACCEPT THE REPORT WAS MADE BY COUNCILMAN BRADY, SECONDED BY COUNCILMAN SANTORO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

5-i. COUNCIL COMMITTEE TO STUDY AND RECOMMEND A POLICY RELATIVE TO CELEBRATION AND HOLIDAY EXPENDITURES.

(Councilmen Melillo, Callaghan, Cooper)

Chairman Melillo reported progress.

A motion to accept the report was made by President Bontempo, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

5-L. COUNCIL COMMITTEE OF THE WHOLE TO EXAMINE THE FEASIBILITY OF CONSTRUCTING A SPORTS ARENA IN NEWARK.

President Bontempo, reporting for the Council Committee of the Whole, stated the proposed sports arena would be a memorial coliseum for sports, entertainment, shows, ice skating, etc., which would benefit the youth of the City greatly. He pointed out there was no high school in the City large enough to hold championship meets. He said the construction of this new coliseum would bring business to the City of Newark and he hoped to see results within the next few months.

A motion to accept the report was made by Councilman Addonizio, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

5-M. COUNCIL COMMITTEE TO REVIEW THE TAXICAB ORDINANCE.

(Councilmen Turner, Addonizio, Santoro)

Councilman Addonizio, reporting for Chairman Turner, reported progress.

A motion to accept the report was made by Councilman Callaghan, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

5-N. COUNCIL COMMITTEE TO STUDY ALL PHASES OF RELIEF.

(Councilmen Addonizio, Cooper, Melillo)

Chairman Addonizio reported progress.

A motion to accept the report was made by Councilman Santoro, seconded by President Bontempo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

5-o. COUNCIL COMMITTEE TO STUDY PENN PLAZA PROPOSAL.

(Councilman Cooper, Chairman)

A. Utility Changes Necessary.

(Councilmen Cooper, Bontempo, Melillo)

B. Fiscal Advisory Study.

(Councilmen Cooper, Addonizio, Gordon)

C. Ratable and Relocation Study.

(Councilmen Cooper, Santoro, Turner)

President Bontempo, reporting for Chairman Cooper, reported progress.

A motion to accept the report was made by Councilman Gordon, seconded by Councilman Callaghan and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

Councilman Melillo offered his personal word of welcome to the students of Barringer High, his alma mater. Councilman Melillo explained in detail the procedure followed by the Council in the adoption of ordinances and resolutions.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Bontempo called for ordinances on first reading.

6-F-A. The City Clerk read AN ORDINANCE LICENSING AND REGULATING FOOD CATERERS AS TO OFF-OWN PREMISES SERVICE, AND SUPPLEMENTING CHAPTER 8 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951.

(Copy of ordinance submitted to each Member of the Council)

(Staff Report)

(Council met with Mayor, Business Administrator, License Commissioner Verniero and Nat Ross, Chief Clerk, November 10, 1959)

A motion to table this ordinance awaiting a full Staff report, was made by Councilman Callaghan, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

6-F-B. The City Clerk read AN ORDINANCE AMENDING SECTION 9.3 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED.

(This proposed amendment would permit the City to charge ambulance service to patients who are transported to any hospital, including Martland Medical Center)

(Copy of ordinance submitted to each Member of the Council)

A motion to defer further action on this ordinance was made by Councilman Addonizio, seconded by Councilman Santoro and adopted by the following vote:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

6-F-c. The City Clerk read AN ORDINANCE MAKING THE PROVISIONS OF SUB-TITLE 1 OF TITLE 39, MOTOR VEHICLE AND TRAFFIC LAWS OF NEW JERSEY, AND LOCAL REGULATIONS THEREUNDER, APPLICABLE TO CERTAIN DRIVEWAYS OF THE MARTLAND MEDICAL CENTER OF THE CITY OF NEWARK.

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Gordon, seconded by Councilman Addonizio and adopted by the following vote:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

President Bontempo: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 16, 1959.

6-F-d. The City Clerk read AN ORDINANCE APPROPRIATING THE SUM OF $5,000.00 FROM THE CAPITAL IMPROVEMENT FUND FOR THE INSTALLATION OF ELECTRIC LIGHTING FIXTURES IN VARIOUS CITY OWNED BUILDINGS.

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Councilman Gordon, seconded by Councilman Callaghan and adopted by the following vote:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

President Bontempo: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 16, 1959.

6-F-e. The City Clerk read AN ORDINANCE APPROPRIATING $8,000.00 FROM CAPITAL IMPROVEMENT FUND FOR THE IMPROVEMENT OF SIDEWALKS AND CURBS IN MANCHESTER PLACE.

(Copy of ordinance submitted to each Member of the Council)

A motion to defer further action on this ordinance at this time because of an engineering difficulty encountered, was made by Councilman Addonizio, seconded by President Bontempo and adopted by the following vote:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

6-F-f. The City Clerk read AN ORDINANCE TO AMEND "AN ORDINANCE APPROPRIATING $4,094.00 FROM CAPITAL IMPROVEMENT FUND - WATER UTILITY CAPITAL ACCOUNT - FOR CONVEYANCE OF PROPERTY SITUATED PARTLY IN THE TOWNSHIP OF LITTLE FALLS, AND PARTLY IN THE BOROUGH OF WEST PATERSON, COUNTY OF PASSAIC, STATE OF NEW JERSEY", ADOPTED NOVEMBER 4, 1959.

(This ordinance corrects typographical error in Section 3. Should read Resolution #7-R-u instead of 7-R-v.)

A motion to adopt the ordinance on first reading was made by Councilman Addonizio, seconded by Councilman Gordon and adopted by the following vote:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

President Bontempo: The yeses are seven and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 16, 1959.

PUBLIC HEARING ON ORDINANCES AS ADVERTISED.

6-Ph-a. The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, this being the date and time set therefor:

AN ORDINANCE TO ORDER AND CAUSE THE ESTABLISHMENT OF THE GRADE OF SEVENTH AVENUE EAST, ON THE SOUTHERLY SIDE, FROM CLIFTON AVENUE TO BROADWAY.

Be It Ordained by the Municipal Council of the City of Newark, New Jersey:

Section 1. That the grade of Seventh Avenue East, from Clifton Avenue to Broadway, shall be established to include the roadway, gutters and curb and described as follows:

GRADE OF THE SOUTHERLY CURB:

From Clifton Avenue to Factory Street: Beginning at a point 68 feet east of the center line of Clifton Avenue at an elevation of 113.97 feet; thence descend easterly 5.00 feet in 100 feet for 8.70 feet to an elevation of 113.53 feet; thence descend easterly 5.00 feet in 100 feet for 8.80 feet to an elevation of 113.01 feet; thence descend easterly 8.89 feet in 100 feet for 158.50 feet to an elevation of 102.08 feet; thence descend easterly 6.67 feet in 100 feet for 201.20 feet to an elevation of 88.65 feet; thence descend easterly 5.65 feet in 100 feet for 69.80 feet to an elevation of 82.84 feet, said point being 30 feet west of the center line of Factory Street.

From Amity Place to Sheffield Street: Beginning at a point 14 feet east of the center line of Amity Place at an elevation of 68.32 feet; thence descend easterly 5.98 feet in 100 feet for 37.00 feet to an elevation of 66.13 feet; thence descend easterly 4.50 feet in 100 feet for 100 feet to an elevation of 61.62 feet; thence descend easterly 4.20 feet in 100 feet for 43 feet to an elevation of 59.82 feet, said point being 29.30 feet west of the center line of Sheffield Street.

From Sheffield Street to Summer Avenue: Beginning at a point 54.60 feet east of the center line of Sheffield Street at an elevation of 57.62 feet; thence descend easterly 2.64 feet in 100 feet for 22.70 feet to an elevation of 57.02 feet; thence descend easterly 2.40 feet in 100 feet for 60 feet to an elevation of 55.82 feet; thence descend easterly 1.98 feet in 100 feet for 50 feet to an elevation of 54.33 feet; thence descend easterly 1.60 feet in 100 feet for 100 feet to an elevation of 53.23 feet; thence descend easterly 1.32 feet in 100 feet for 50.50 feet to an elevation of 62.56 feet; thence descend 1.80 feet in 100 feet for 30 feet to an elevation of 62.02 feet; thence descend 1.52 feet in 100 feet for 69.50 feet to an elevation of 50.96 feet; thence descend 1.58 feet in 100 feet for 150 feet to an elevation of 48.59 feet; thence descend easterly 1.17 feet in 100 feet for 32.40 feet to an elevation of 48.20 feet, said point being 43.30 feet west of the center line of Summer Avenue.

From Summer Avenue to High Street: Beginning at a point 31 feet east of the center line of Summer Avenue at an elevation of 47.63 feet; thence descend easterly 1.98 feet in 100 feet for 143.30 feet to an elevation of 44.84 feet; thence descend easterly 2.25 feet in 100 feet for 57 feet to an elevation of 43.54 feet, said point being 31 feet west of the center line of High Street,

From High Street to Broadway: Beginning at a point 30 feet east of the center line of High Street at an elevation of 42.48 feet; thence descend easterly 2.64 feet in 100 feet for 132.20 feet to an elevation of 38.99 feet; thence descend easterly 3.22 feet in 100 feet for 300 feet to an elevation of 29.33 feet; thence descend easterly 2.60 feet in 100 feet for 93.80 feet to an elevation of 26.89 feet, said point being 51 feet west of the center line of Broadway.

The above elevations are referred to Newark City Datum (mean high water).

All as shown on maps prepared under the direction of this Council, which maps are herein attached and made a part hereof and a copy of which maps are on file in the office of the Chief Engineer, Department of Public Works, known and designated as Map No. 1058-G, dated March 17, 1953 and later.

Under and by virtue of the provisions of Section 40: 67-1 (b) of the Revised Statutes of New Jersey, 1937.

Section 2. That this ordinance shall take effect upon adoption and publication according to law.

President Bontempo called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

No one appearing, President Bontempo entertained the motion that the hearing in this matter be closed and a motion to close the hearing was made by Councilman Addonizio, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

6-Ph-8. The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, this being the date and time set therefor:

AN ORDINANCE TO ORDER AND CAUSE THE ESTABLISHMENT OF THE GRADE OF EIGHTH AVENUE ON THE NORTHERLY SIDE, FROM CLIFTON AVENUE TO FACTORY STREET.

Be It Ordained by the Municipal Council of the City of Newark, New Jersey:

Section 1. That the grade of Eighth Avenue, on the northerly side, from Clifton Avenue to Factory Street, shall be established to include the roadway, gutters and curb and described as follows:

GRADE OF THE NORTHERLY CURB:

Beginning at a point 73 feet east of the center line of Clifton Avenue at an elevation of 98.64 feet; thence descend easterly 2.10 feet in 100 feet for 49.50 feet to an elevation of 97.60 feet; thence descend easterly 2.34 feet in 100 feet for 50 feet to an elevation of 96.43 feet; thence descend 3.40 feet in 100 feet for 50 feet to an elevation of 94.75 feet; thence descend easterly 4.60 feet in 100 feet for 18.50 feet to an elevation of 93.85 feet; thence descend easterly 5.80 feet in 100 feet for 29 feet to an elevation of 92.20 feet; thence descend easterly 7.10 feet in 100 feet for 50.50 feet to an elevation of 88.61 feet; thence descend easterly 8.00 feet in 100 feet for 50 feet to an elevation of 81.07 feet; thence descend easterly 7.08 feet in 100 feet for 100 feet to an elevation of 77.53 feet; thence descend easterly 6.00 feet in 100 feet for 50 feet to an elevation of 74.53 feet; thence descend easterly 5.00 in 100 feet for 50 feet to an elevation of 72.03 feet; thence descend easterly 4.00 feet in 100 feet for 112.10 feet to an elevation of 67.54 feet, said point being 36 feet west of the center line of Factory Street.

The above elevations are referred to Newark City Datum (mean high water).

All as shown on a map prepared under the direction of this Council, which map is hereto attached and made a part hereof and a copy of which map is on file in the office of the Chief Engineer, Department of Public Works, known and designated as Map No. 1055-G, dated July 20, 1956.

Under and by virtue of the provisions of Section 40: 67-1 (b) of the Revised Statutes of New Jersey, 1937.

Section 2. That this ordinance shall take effect upon adoption and publication according to law.

President Bontempo called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, President Bontempo entertained the motion that the hearing in this matter be closed and a motion to close the hearing was made by Councilman Callaghan, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

6-Ph-c. The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, this being the date and time set therefor:

AN ORDINANCE TO ORDER AND CAUSE THE ESTABLISHMENT OF THE GRADE OF SHEFFIELD STREET, ON THE EASTERLY SIDE, FROM SEVENTH AVENUE EAST TO EIGHTH AVENUE (AS VACATED).

Be It Ordained by the Municipal Council of the City of Newark, New Jersey:

Section 1. That the grade of Sheffield Street, on the easterly side, from Seventh Avenue East to Eighth Avenue (as vacated), shall be established to include the roadway, gutters and curb and described as follows:

GRADE OF THE EASTERLY CURB:

Beginning at a point 50 feet south of the center line of Seventh Avenue East at an elevation of 58.08 feet; thence ascend southerly 1.06 feet in 100 feet for 24.50 feet to an elevation of 58.35 feet; thence ascend southerly 0.62 feet in 100 feet for 50 feet to an elevation of 56.66 feet; thence ascend southerly 1.08 feet in 100 feet for 50 feet to an elevation of 59.20 feet; thence ascend southerly 0.73 feet in 100 feet for 50 feet to an elevation of 59.59 feet; thence ascend southerly 1.09 feet in 100 feet for 36.70 feet to an elevation of 59.99 feet; thence ascend southerly 1.65 feet in 100 feet for 13.30 feet to an elevation of 60.21 feet; thence ascend southerly 1.83 feet in 100 feet for 35.50 feet to an elevation of 60.86 feet; thence ascend southerly 1.80 feet in 100 feet for 14.50 feet to an elevation of 61.12 feet; thence ascend southerly 2.30 feet in 100 feet for 8.70 feet to an elevation of 61.32 feet; thence ascend southerly 0.57 feet in 100 feet for 28 feet to an elevation of 61.48 feet; thence ascend southerly 1.12 feet in 100 feet for 19.60 feet to an elevation of 61.70 feet; thence ascend southerly 0.75 feet in 100 feet for 21.00 feet to an elevation of 61.86 feet, said point being the northerly line of Eighth Avenue (as vacated).

The above elevations are referred to Newark City Datum (mean high water).

All as shown on a map prepared under the direction of this Council, which map is hereto attached and made a part hereof and a copy of which map is on file in the office of the Chief Engineer, Department of Public Works, known and designated as Map No. 1056-G, dated June 7, 1956.

Under and by virtue of the provisions of Section 40: 67-1 (b) of the Revised

STATUTES OF NEW JERSEY, 1937.

SECTION 2. THAT THIS ORDINANCE SHALL TAKE EFFECT UPON ADOPTION AND PUBLICATION ACCORDING TO LAW.

PRESIDENT BONTEMPO CALLED FOR THOSE DESIRING TO BE HEARD ON THE ORDINANCE TO APPROACH THE RAIL, GIVE HIS NAME AND ADDRESS AND BE HEARD.

NO ONE APPEARING, PRESIDENT BONTEMPO ENTERTAINED THE MOTION THAT THE HEARING IN THIS MATTER BE CLOSED AND A MOTION TO CLOSE THE HEARING WAS MADE BY COUNCILMAN SANTORO, SECONDED BY COUNCILMAN MELILLO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

6-PH-D. THE CITY CLERK: THE FOLLOWING ORDINANCE WAS ADOPTED ON FIRST READING, ADVERTISED IN ACCORDANCE WITH LAW AND A HEARING DATE SET. IT IS NOW BEFORE YOU FOR PUBLIC HEARING, THIS BEING THE DATE AND TIME SET THEREFOR:

AN ORDINANCE TO ORDER AND CAUSE THE ESTABLISHMENT OF THE GRADE OF HIGH STREET, ON THE EASTERLY SIDE AND ON PART OF THE WESTERLY SIDE, FROM THE RAMP TO STATE HIGHWAY ROUTE 58 TO SEVENTH AVENUE EAST.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. THAT THE GRADE OF HIGH STREET, ON THE EASTERLY SIDE AND PART OF THE WESTERLY SIDE, FROM THE RAMP TO STATE HIGHWAY ROUTE 58 TO SEVENTH AVENUE EAST, SHALL BE ESTABLISHED TO INCLUDE THE ROADWAY, GUTTERS AND CURB DESCRIBED AS FOLLOWS:

GRADE OF THE EASTERLY CURB:

FROM THE RAMP TO STATE HIGHWAY ROUTE 58 TO RELOCATED STATE STREET: BEGINNING IN THE NORTHERLY CURB LINE OF THE RAMP TO STATE HIGHWAY ROUTE 58 AT AN ELEVATION OF 47.40 FEET; THENCE ASCEND NORTHERLY 4.16 FEET IN 100 FEET FOR 30 FEET TO AN ELEVATION OF 48.65 FEET; THENCE ASCEND NORTHERLY 2.22 FEET IN 100 FEET FOR 9 FEET TO AN ELEVATION OF 48.85 FEET; THENCE ASCEND NORTHERLY 1.67 FEET IN 100 FEET FOR 9 FEET TO AN ELEVATION OF 49.00 FEET; THENCE ASCEND NORTHERLY 1.00 FEET IN 100 FEET FOR 20 FEET TO AN ELEVATION OF 49.20 FEET; THENCE ASCEND NORTHERLY 0.50 FEET IN 100 FEET FOR 13.70 FEET TO AN ELEVATION OF 49.27 FEET; THENCE DESCEND NORTHERLY 0.50 FEET IN 100 FEET FOR 13.70 FEET TO AN ELEVATION OF 49.20 FEET; THENCE DESCEND NORTHERLY 1.00 FEET IN 100 FEET FOR 20 FEET TO AN ELEVATION OF 49.00 FEET; THENCE DESCEND NORTHERLY 1.85 FEET IN 100 FEET FOR 32.50 FEET TO AN ELEVATION OF 48.40 FEET; THENCE DESCEND NORTHERLY 2.20 FEET IN 100 FEET FOR 99 FEET TO AN ELEVATION OF 46.22 FEET, SAID POINT BEING 27 FEET SOUTH OF THE CENTER LINE OF RELOCATED STATE STREET.

FROM RELOCATED STATE STREET TO SEVENTH AVENUE EAST: BEGINNING AT A POINT 27 FEET FROM THE CENTER LINE OF RELOCATED STATE STREET AT AN ELEVATION OF 45.80 FEET; THENCE DESCEND NORTHERLY 0.66 FEET IN 100 FEET FOR 63.60 FEET TO AN ELEVATION OF 45.38 FEET; THENCE ASCEND NORTHERLY 0.60 FEET IN 100 FEET FOR 186.80 FEET TO AN ELEVATION

of 46.50 feet; thence descend northerly 1.50 feet in 100 feet for 72.60 feet to an elevation of 45.12 feet; thence descend northerly 2.10 feet in 100 feet for 40 feet to an elevation of 44.58 feet; thence descend northerly 2.72 feet in 100 feet for 190 feet to an elevation of 39.41 feet; thence descend northerly 1.80 feet in 100 feet for 25 feet to an elevation of 39.01 feet; thence descend 0.50 feet in 100 feet for 25 feet to an elevation of 38.88 feet; thence ascend northerly 0.50 feet in 100 feet for 25 feet to an elevation of 39.01 feet; thence ascend northerly 1.60 feet in 100 feet for 25 feet to an elevation of 39.41 feet; thence ascend northerly 2.50 feet in 100 feet for 25 feet to an elevation of 40.04 feet; thence ascend northerly 3.08 feet in 100 feet for 25 feet to an elevation of 40.81 feet; thence ascend northerly 3.90 feet in 100 feet for 39.30 feet to an elevation of 42.34 feet, said point being 40 feet south of the center line of Seventh Avenue East.

GRADE OF THE WESTERLY CURB:

From Eighth Avenue to Seventh Avenue East: Beginning at a point 29.70 feet north of the center line of Eighth Avenue at an elevation of 45.04 feet; thence descend northerly 2.90 feet in 100 feet for 196.50 feet to an elevation of 39.34 feet; thence descend northerly 1.64 feet in 100 feet for 9.80 feet to an elevation of 39.18 feet; thence descend northerly 0.50 feet in 100 feet for 24.50 feet to an elevation of 39.05 feet; thence ascend northerly 0.50 feet in 100 feet for 37.60 feet to an elevation of 39.25 feet; thence ascend northerly 1.70 feet in 100 feet for 24.10 feet to an elevation of 39.66 feet; thence ascend northerly 3.00 feet in 100 feet for 25 feet to an elevation of 40.41 feet; thence ascend northerly 3.56 feet in 100 feet for 25 feet to an elevation of 41.30 feet; thence ascend northerly 4.07 feet in 100 feet for 32 feet to an elevation of 42.00, said point being 41.70 feet south of the center line of Seventh Avenue East.

The above elevations are referred to Newark City Datum (mean high water).

All as shown on a map prepared under the direction of this Council, which map is hereto attached and made a part hereof and a copy of which map is on file in the office of the Chief Engineer, Department of Public Works, known and designated as Map No. 1059-G, dated July 30, 1958.

Under and by virtue of the provisions of Section 40: 87-1 (b) of the Revised Statutes of New Jersey, 1937.

Section 2. That this ordinance shall take effect upon adoption and publication according to law.

President Bontempo called for those desiring to be heard on the ordinance to approach the rail, give his name and address and be heard.

No one appearing, President Bontempo entertained the motion that the hearing in this matter be closed and a motion to close the hearing was made by President

Bontempo, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

6-Ph-e. The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, this being the date and time set therefor:

AN ORDINANCE TO ORDER AND CAUSE THE ESTABLISHMENT OF THE GRADE OF STATE STREET, ON THE NORTHERLY AND SOUTHERLY SIDES, FROM HIGH STREET EASTERLY 105 FEET, MORE OR LESS.

Be It Ordained by the Municipal Council of the City of Newark, New Jersey:

Section 1. That the grade of State Street, on the northerly and southerly sides, from High Street easterly 185 feet, more or less, shall be established to include the roadway, gutters and curb and described as follows:

GRADE OF THE NORTHERLY CURB:

Beginning at a point 35.50 feet east of the center line of High Street at an elevation of 45.61 feet; thence descend easterly 2.75 feet in 100 feet for 99.70 feet to an elevation of 42.57 feet; thence descend easterly 2.10 feet in 100 feet for 58.10 feet to an elevation of 41.65 feet; thence descend easterly 1.56 feet in 100 feet for 60 feet to an elevation of 40.71 feet, said point being 253.30 feet east of the center line of High Street.

GRADE OF THE SOUTHERLY CURB:

Beginning at a point 36.80 feet east of the center line of High Street at an elevation of 45.50 feet; thence descend easterly 3.00 feet in 100 feet for 95 feet to an elevation of 42.66 feet; thence descend easterly 2.00 feet in 100 feet for 56 feet to an elevation of 41.53 feet, said point being 167.30 feet east of the center line of High Street.

The above elevations are referred to Newark City Datum (mean high water).

All as shown on a map prepared under the direction of this Council, which map is hereto attached and made a part hereof and a copy of which map is on file in the office of the Chief Engineer, Department of Public Works, known and designated as Map No. 1057-G, dated July 24, 1958.

Under and by virtue of the provisions of Section 40: 67-1 (b) of the Revised Statutes of New Jersey, 1937.

Section 2. That this ordinance shall take effect upon adoption and publication according to law.

President Bontempo called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

No one appearing, President Bontempo entertained the motion that the hearing in this matter be closed and a motion to close the hearing was made by Councilman Brady, seconded by Councilman Callaghan and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

6-PH-F. The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, this being the date and time set therefor:

AN ORDINANCE CHANGING AND ESTABLISHING THE WIDTH OF THE SIDEWALKS OF SEVENTH AVENUE EAST, ON THE SOUTHERLY SIDE, FROM CLIFTON AVENUE TO BROADWAY, AND REQUIRING THE REMOVAL OF OBSTRUCTIONS, PROJECTIONS OR ENCROACHMENTS THEREON.

Be It Ordained by the Municipal Council of the City of Newark, New Jersey:

Section 1. The width of the sidewalk of Seventh Avenue East, on the southerly side, from Clifton Avenue to Broadway, is hereby changed to and established at twelve (12) feet.

Section 2. All obstructions, projections or encroachments in and upon said street and sidewalks, as hereby changed and established, which shall interfere with the construction of the new pavement, gutters and appurtenances, shall be forthwith removed therefrom by the owner or owners of the premises respectively abutting thereon, and in case of the failure of the owner or owners of the abutting property to remove the same upon ten (10) days notice from the Department of Public Works, the Director of the Department of Public Works is hereby authorized and directed to take out, remove and abate, or cause to be taken out, removed and abated, any vault, platform, area, sign or any post or erection, or any projection or otherwise in, over and upon said Seventh Avenue East between the limits herein stated, contrary to the provisions of this ordinance and the expense thereof shall be recoverable of the owner or owners of the premises abutting thereon.

Section 3. That this ordinance shall take effect upon adoption and publication according to law.

President Bontempo called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

No one appearing, President Bontempo entertained the motion that the hearing in this matter be closed and a motion to close the hearing was made by Councilman Gordon, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

6-Ph-g. The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, this being the date and time set therefor.

AN ORDINANCE CHANGING AND ESTABLISHING THE WIDTH OF THE SIDEWALKS OF EIGHTH AVENUE, ON THE NORTHERLY SIDE, FROM CLIFTON AVENUE EASTERLY TO AN ANGLE THEREIN, AND REQUIRING THE REMOVAL OF CONSTRUCTIONS, PROJECTIONS OR ENCROACHMENTS THEREON.

Be It Ordained by the Municipal Council of the City of Newark, New Jersey:

Section 1. The width of the sidewalks of Eighth Avenue, on the northerly side, from Clifton Avenue easterly to an angle therein, is hereby changed to and established at twelve (12) feet.

Section 2. All obstructions, projections or encroachments in and upon said street and sidewalks, as hereby changed and established, which shall interfere with the construction of the new pavement, gutters and appurtenances, shall be forthwith removed therefrom by the owner or owners of the premises respectively abutting thereon, and in case of the failure of the owner or owners of the abutting property to remove the same upon ten (10) days notice from the Department of Public Works, the Director of the Department of Public Works is hereby authorized and directed to take out, remove and abate, or cause to be taken out, removed and abated, any vault, platform, area, sign or any post or erection, or any projection or otherwise in, over and upon said Eighth Avenue between the limits herein stated, contrary to the provisions of this ordinance and the expense thereof shall be recoverable of the owner or owners of the premises abutting thereon.

Section 3. That this ordinance shall take effect upon adoption and publication according to law.

President Bontempo called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

No one appearing, President Bontempo entertained the motion that the hearing in this matter be closed and a motion to close the hearing was made by Councilman Melillo, seconded by President Bontempo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

6-Ph-h. The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, this being the date and time set therefor:

AN ORDINANCE CHANGING AND ESTABLISHING THE WIDTH OF THE SIDEWALKS OF SHEFFIELD STREET, ON THE EASTERLY SIDE, FROM SEVENTH AVENUE EAST TO EIGHTH AVENUE (AS VACATED), AND REQUIRING THE REMOVAL OF OBSTRUCTIONS, PROJECTIONS OR ENCROACHMENTS THEREON.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY.

SECTION 1. THE WIDTH OF THE SIDEWALKS OF SHEFFIELD STREET, ON THE EASTERLY SIDE, FROM SEVENTH AVENUE EAST TO EIGHTH AVENUE (AS VACATED), IS HEREBY CHANGED TO AND ESTABLISHED AT TWELVE (12) FEET.

SECTION 2. ALL OBSTRUCTIONS, PROJECTIONS OR ENCROACHMENTS IN AND UPON SAID STREET AND SIDEWALKS, AS HEREBY CHANGED AND ESTABLISHED, WHICH SHALL INTERFERE WITH THE CONSTRUCTION OF THE NEW PAVEMENT, GUTTERS AND APPURTENANCES, SHALL BE FORTHWITH REMOVED THEREFROM BY THE OWNER OR OWNERS OF THE PREMISES RESPECTIVELY ABUTTING THEREON, AND IN CASE OF THE FAILURE OF THE OWNER OR OWNERS OF THE ABUTTING PROPERTY TO REMOVE THE SAME UPON TEN (10) DAYS NOTICE FROM THE DEPARTMENT OF PUBLIC WORKS, THE DIRECTOR OF THE DEPARTMENT OF PUBLIC WORKS IS HEREBY AUTHORIZED AND DIRECTED TO TAKE OUT, REMOVE AND ABATE, OR CAUSE TO BE TAKEN OUT, REMOVED AND ABATED, ANY VAULT, PLATFORM, AREA, SIGN OR ANY POST OR ERECTION, OR ANY PROJECTION OR OTHERWISE IN, OVER AND UPON SAID SHEFFIELD STREET BETWEEN THE LIMITS HEREIN STATED, CONTRARY TO THE PROVISIONS OF THIS ORDINANCE AND THE EXPENSE THEREOF SHALL BE RECOVERABLE OF THE OWNER OR OWNERS OF THE PREMISES ABUTTING THEREON.

SECTION 2. THAT THIS ORDINANCE SHALL TAKE EFFECT UPON ADOPTION AND PUBLICATION AND ACCORDING TO LAW.

PRESIDENT BONTEMPO CALLED FOR THOSE DESIRING TO BE HEARD ON THIS ORDINANCE, TO APPROACH THE RAIL, GIVE HIS NAME AND ADDRESS AND BE HEARD.

NO ONE APPEARING, PRESIDENT BONTEMPO ENTERTAINED THE MOTION THAT THE HEARING IN THIS MATTER BE CLOSED AND A MOTION TO CLOSE THE HEARING WAS MADE BY COUNCILMAN BRADY, SECONDED BY COUNCILMAN ADDONIZIO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

6-PH-1. THE CITY CLERK: THE FOLLOWING ORDINANCE WAS ADOPTED ON FIRST READING, ADVERTISED IN ACCORDANCE WITH LAW AND A HEARING DATE SET. IT IS NOW BEFORE YOU FOR PUBLIC HEARING, THIS BEING THE DATE AND TIME SET THEREFOR:

AN ORDINANCE CHANGING AND ESTABLISHING THE WIDTH OF THE SIDEWALKS OF HIGH STREET, ON THE EASTERLY SIDE AND ON PART OF THE WESTERLY SIDE, FROM THE RAMP TO STATE HIGHWAY ROUTE 58 TO SEVENTH AVENUE EAST, AND REQUIRING THE REMOVAL OF OBSTRUCTIONS, PROJECTIONS OR ENCROACHMENTS THEREON.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. THE WIDTH OF THE SIDEWALK OF HIGH STREET, ON THE EASTERLY SIDE FROM THE RAMP TO STATE HIGHWAY ROUTE 58 TO SEVENTH AVENUE EAST, AND ON THE WESTERLY SIDE OF HIGH STREET, FROM EIGHTH AVENUE TO SEVENTH AVENUE EAST, IS HEREBY CHANGED TO AND ESTABLISHED AT TEN (10) FEET.

Section 2. All obstructions, projections or encroachments in and upon said street and sidewalks, as hereby changed and established, which shall interfere with the construction of the new pavement, gutters and appurtenances, shall be forthwith removed therefrom by the owner or owners of the premises respectively abutting thereon, and in case of the failure of the owner or owners of the abutting property to remove the same upon ten (10) days notice from the Department of Public Works, the Director of the Department of Public Works is hereby authorized and directed to take out, remove and abate, or cause to be taken out, removed and abated, any vault, platform, area, sign or any post or erection, or any projection or otherwise in, over and upon said High Street between the limits herein stated, contrary to the provisions of this ordinance and the expense thereof shall be recoverable of the owner or owners of the premises abutting thereon.

Section 3. That this ordinance shall take effect upon adoption and publication according to law.

President Bontempo called for those desiring to be heard on this ordinance, to approach the rail, give his name and address and be heard.

No one appearing, President Bontempo entertained the motion that the hearing in this matter be closed and a motion to close the hearing was made by Councilman Addonizio, seconded by Councilman Callaghan and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

6-Ph-J. The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, this being the date and time set therefor.

AN ORDINANCE CHANGING AND ESTABLISHING THE WIDTH OF THE SIDEWALKS OF STATE STREET, FROM HIGH STREET EASTERLY TO AN ANGLE THEREIN, AND REQUIRING THE REMOVAL OF OBSTRUCTIONS, PROJECTIONS OR ENCROACHMENTS THEREON.

Be It Ordained by the Municipal Council of the City of Newark, New Jersey:

Section 1. The width of the sidewalks of State Street, from High Street easterly to an angle therein, is hereby changed to and established at ten and sixty one hundredths (10.60) feet.

Section 2. All obstructions, projections or encroachments in and upon said street and sidewalks, as hereby changed and established, which shall interfere with the construction of the new pavement, gutters and appurtenances, shall be forthwith removed therefrom by the owner or owners of the premises respectively abutting thereon, and in case of the failure of the owner or owners of the abutting property to remove the same upon ten (10) days notice from the Department of Public Works, the Director of the

Department of Public Works is hereby authorized and directed to take out, remove and abate, or cause to be taken out, removed and abated, any vault, platform, area, sign or any post or erection, or any projection or otherwise in, over and upon said Sheffield Street between the limits herein stated, contrary to the provisions of this ordinance and the expense thereof shall be recoverable of the owner or owners of the premises abutting thereon.

Section 3. That this ordinance shall take effect upon adoption and publication and according to law.

President Bontempo called for those desiring to be heard on this ordinance, to approach the rail, give his name and address and be heard.

No one appearing, President Bontempo entertained the motion that the hearing in this matter be closed and a motion to close the hearing was made by Councilman Gordon, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

6-Ph-K. The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. The public hearing was held on this ordinance at the meeting of November 23, 1959 and the hearing was continued to this date.

ORDINANCE PROVIDING FOR THE VACATION, RELEASE AND EXTINGUISHMENT OF THE PUBLIC RIGHTS, IF ANY, OF AND IN THAT PART OF ELM STREET, AS LAID OUT 43 FEET IN WIDTH, MORE OR LESS, ON A MAP ENTITLED, "MAP OF PROPERTY OF THE LATE GENERAL THOMAS WARD, DEC., IN THE VTH WARD OF THE CITY OF NEWARK", EXTENDING FROM MADISON STREET TO MONROE STREET.

(Copy of ordinance submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to continue the public hearing on this ordinance to the December 16, 1959 meeting of the Municipal Council was made by Councilman Santoro, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Bontempo called for ordinances on second reading and final passage.

6-S & F-A. The City Clerk: The following ordinance adopted on first reading , upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage.

AN ORDINANCE TO ORDER AND CAUSE THE ESTABLISHMENT OF THE GRADE OF SEVENTH AVENUE EAST, ON THE SOUTHERLY SIDE, FROM CLIFTON AVENUE TO BROADWAY.

A motion to adopt the ordinance on second reading and final passage was made by Councilman Addonizio, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

President Bontempo: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-b. The City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage:

AN ORDINANCE TO ORDER AND CAUSE THE ESTABLISHMENT OF THE GRADE OF EIGHTH AVENUE ON THE NORTHERLY SIDE, FROM CLIFTON AVENUE TO FACTORY STREET.

A motion to adopt the ordinance on second reading and final passage was made by Councilman Callaghan, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

President Bontempo: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-c. The City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage:

AN ORDINANCE TO ORDER AND CAUSE THE ESTABLISHMENT OF THE GRADE OF SHEFFIELD STREET, ON THE EASTERLY SIDE, FROM SEVENTH AVENUE EAST TO EIGHTH AVENUE (AS VACATED).

A motion to adopt the ordinance on second reading and final passage was made by Councilman Santoro, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

President Bontempo: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-D. The City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage:

AN ORDINANCE TO ORDER AND CAUSE THE ESTABLISHMENT OF THE GRADE OF HIGH STREET, ON THE EASTERLY SIDE AND ON PART OF THE WESTERLY SIDE, FROM THE RAMP TO STATE HIGHWAY ROUTE 58 TO SEVENTH AVENUE EAST.

A motion to adopt the ordinance on second reading and final passage was made by President Bontempo, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

President Bontempo: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-E. The City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage.

AN ORDINANCE TO ORDER AND CAUSE THE ESTABLISHMENT OF THE GRADE OF STATE STREET, ON THE NORTHERLY AND SOUTHERLY SIDES, FROM HIGH STREET EASTERLY 185 FEET, MORE OR LESS.

A motion to adopt the ordinance on second reading and final passage was made by Councilman Brady, seconded by Councilman Callaghan and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

President Bontempo: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-F. The City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage:

AN ORDINANCE CHANGING AND ESTABLISHING THE WIDTH OF THE SIDEWALKS OF SEVENTH AVENUE EAST, ON THE SOUTHERLY SIDE, FROM CLIFTON AVENUE TO BROADWAY, AND REQUIRING THE REMOVAL OF OBSTRUCTIONS, PROJECTIONS OR ENCROACHMENTS THEREON.

A motion to adopt the ordinance on second reading and final passage was made by Councilman Gordon, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

President Bontempo: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-G. The City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage:

AN ORDINANCE CHANGING AND ESTABLISHING THE WIDTH OF THE SIDEWALKS OF EIGHTH AVENUE, ON THE NORTHERLY SIDE, FROM CLIFTON AVENUE EASTERLY TO AN ANGLE THEREIN, AND REQUIRING THE REMOVAL OF OBSTRUCTIONS, PROJECTIONS OR ENCROACHMENTS THEREON.

A motion to adopt the ordinance on second reading and final passage was made by Councilman Melillo, seconded by President Bontempo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

President Bontempo: The yeses are seven and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-H. The City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage:

AN ORDINANCE CHANGING AND ESTABLISHING THE WIDTH OF THE SIDEWALKS OF SHEFFIELD STREET, ON THE EASTERLY SIDE, FROM SEVENTH AVENUE EAST TO EIGHTH AVENUE (AS VACATED), AND REQUIRING THE REMOVAL OF OBSTRUCTIONS, PROJECTIONS OR ENCROACHMENTS THEREON.

A motion to adopt the ordinance on second reading and final passage was made by Councilman Brady, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

DECEMBER 2, 1959

PRESIDENT BONTEMPO: THE YESES ARE SEVEN AND THE NOES ARE NONE. THIS ORDINANCE HAVING BEEN READ ON TWO SEPARATE DAYS AND HAVING ACHIEVED THE VOTE REQUIRED BY THE STATUTE, IS DECLARED ADOPTED. THE CLERK IS DIRECTED TO DELIVER SAME TO THE MAYOR FOR HIS APPROVAL OR DISAPPROVAL.

6-S & F-I. THE CITY CLERK: THE FOLLOWING ORDINANCE, ADOPTED ON FIRST READING, UPON WHICH A HEARING WAS HELD AND CLOSED, IS NOW BEFORE THE COUNCIL FOR CONSIDERATION ON SECOND READING AND FINAL PASSAGE:

AN ORDINANCE CHANGING AND ESTABLISHING THE WIDTH OF THE SIDEWALKS OF HIGH STREET, ON THE EASTERLY SIDE AND ON PART OF THE WESTERLY SIDE, FROM THE RAMP TO STATE HIGHWAY ROUTE 58 TO SEVENTH AVENUE EAST, AND REQUIRING THE REMOVAL OF OBSTRUCTIONS, PROJECTIONS OR ENCROACHMENTS THEREON.

A MOTION TO ADOPT THE ORDINANCE ON SECOND READING AND FINAL PASSAGE WAS MADE BY COUNCILMAN ADDONIZIO, SECONDED BY COUNCILMAN CALLAGHAN AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

PRESIDENT BONTEMPO: THE YESES ARE SEVEN AND THE NOES ARE NONE. THIS ORDINANCE HAVING BEEN READ ON TWO SEPARATE DAYS AND HAVING ACHIEVED THE VOTE REQUIRED BY THE STATUTE, IS DECLARED ADOPTED. THE CLERK IS DIRECTED TO DELIVER SAME TO THE MAYOR FOR HIS APPROVAL OR DISAPPROVAL.

6-S & F-J. THE CITY CLERK: THE FOLLOWING ORDINANCE, ADOPTED ON FIRST READING, UPON WHICH A HEARING WAS HELD AND CLOSED, IS NOW BEFORE THE COUNCIL FOR CONSIDERATION ON SECOND READING AND FINAL PASSAGE:

AN ORDINANCE CHANGING AND ESTABLISHING THE WIDTH OF THE SIDEWALKS OF STATE STREET, FROM HIGH STREET EASTERLY TO AN ANGLE THEREIN, AND REQUIRING THE REMOVAL OF OBSTRUCTIONS, PROJECTIONS OR ENCROACHMENTS THEREON.

A MOTION TO ADOPT THE ORDINANCE ON SECOND READING AND FINAL PASSAGE WAS MADE BY COUNCILMAN GORDON, SECONDED BY COUNCILMAN SANTORO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

PRESIDENT BONTEMPO: THE YESES ARE SEVEN AND THE NOES ARE NONE. THIS ORDINANCE HAVING BEEN READ ON TWO SEPARATE DAYS AND HAVING ACHIEVED THE VOTE REQUIRED BY THE STATUTE, IS DECLARED ADOPTED. THE CLERK IS DIRECTED TO DELIVER SAME TO THE MAYOR FOR HIS APPROVAL OR DISAPPROVAL.

6-S & F-L. The City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage:

AN ORDINANCE AMENDING AND SUPPLEMENTING ARTICLE XVI, GARAGES, SERVICE STATIONS, ETC. OF CHAPTER 14, FIRE PREVENTION CODE, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951.

(This proposed amendment to the Open Deck Parking Ordinance, Fire Prevention Code, would provide additional protection on each tier of parking decks; and hold manager responsible for control of speed of vehicles)

(Copy of ordinance submitted to each Member of the Council)

(Deferred at request of Parking Authority and awaiting recommendation of Business Administrator)

A motion to defer further action on this ordinance was made by Councilman Gordon, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

HEARINGS OF CITIZENS.

None.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-A. The City Clerk called for further bids based upon Resolution No.7-R-c, adopted November 23, 1959, which resolution approved offer by Alphonse Cicalese to purchase City-owned property at 25-27-31 Garrison Street, Block 998, Lots 45, 46 and 47, for $3,500.00.

Mr. George Moskowitz, Abraham Salzman and Alphonse Cicalese offered bids on this property.

The highest bid for this property, $6,000.00, was made by Alphonse Cicalese.

A motion to close the bidding and accept the highest bid offered by Mr. Alphonse Cicalese, was made by Councilman Brady, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

Councilman Brady presented and moved RESOLUTION ACCEPTING BID OF ALPHONSE CICALESE FOR PURCHASE OF CITY-OWNED PROPERTY AT 25-27-29-31 GARRISON STREET, BLOCK 998, LOTS 45, 46 AND 47 FOR $6,000.00.

THE MOTION WAS SECONDED BY COUNCILMAN ADDONIZIO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

7-R-B. THE CITY CLERK CALLED FOR FURTHER BIDS BASED UPON RESOLUTION NO. 7-R-N, ADOPTED NOVEMBER 23, 1959, WHICH RESOLUTION APPROVED OFFER BY WALTER A. BEERS TO PURCHASE CITY-OWNED PROPERTY AT 76 NORTH 10TH STREET, BLOCK 1964, LOT 28, FOR $1,000.00.

MR. NATHAN SCHNITZER, REPRESENTING THE CUSTER CONSTRUCTION COMPANY AND MR. LAWRENCE SELLERS OFFERED BIDS ON THIS PROPERTY.

THE HIGHEST BID FOR THIS PROPERTY, $1,500.00, WAS MADE BY MR. NATHAN SCHNITZER, REPRESENTING THE CUSTER CONSTRUCTION COMPANY.

A MOTION TO CLOSE THE BIDDING AND ACCEPT THE HIGHEST BID OFFERED BY MR. NATHAN SCHNITZER, REPRESENTING THE CUSTER CONSTRUCTION COMPANY, WAS MADE BY COUNCILMAN GORDON, SECONDED BY COUNCILMAN SANTORO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

COUNCILMAN GORDON PRESENTED AND MOVED RESOLUTION ACCEPTING BID OF NATHAN R. SCHNITZER, CUSTER CONSTRUCTION COMPANY, FOR PURCHASE OF CITY-OWNED PROPERTY AT 76 NORTH 10TH STREET, BLOCK 1964, LOT 28, FOR $1,500.00.

THE MOTION WAS SECONDED BY COUNCILMAN SANTORO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

7-R-C. RESOLUTION OF THE CITY OF NEWARK REQUESTING RESERVATION OF CAPITAL GRANT FUNDS; APPROVING THE UNDERTAKING OF SURVEYS AND PLANS FOR AN URBAN RENEWAL PROJECT, AND APPROVING FILING OF AN APPLICATION FOR FEDERAL ADVANCE OF FUNDS.

(COUNCIL MET WITH MR. LOUIS DANZIG NOVEMBER 10, 1959)

(COPY OF OPINION FROM CORPORATION COUNSEL SUBMITTED TO EACH MEMBER OF THE COUNCIL)

A MOTION TO DEFER FURTHER ACTION ON THIS RESOLUTION WAS MADE BY PRESIDENT BONTEMPO, SECONDED BY COUNCILMAN ADDONIZIO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

7-R-D. RESOLUTION AUTHORIZING THE DIRECTOR OF THE DEPARTMENT OF HEALTH AND WELFARE

TO ACCEPT $200.00 IN FULL SETTLEMENT OF A $805.60 CLAIM OF HANNAH MACHMAN, FORMERLY A PATIENT AT MARTLAND MEDICAL CENTER.

A MOTION TO DEFER ACTION ON THIS RESOLUTION WAS MADE BY COUNCILMAN GORDON, SECONDED BY COUNCILMAN SANTORO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

7-R-E. RESOLUTION APPROVING OFFER BY VICENT CARUSO TO PURCHASE CITY-OWNED PROPERTY AT 132 BROOKDALE AVENUE, BLOCK 4063, LOT 79; 124-126 BROOKDALE AVENUE, BLOCK 4063, LOTS 75-76; 99-105 BOYLAND STREET, BLOCK 4063, LOT 84; 108-112 BOYLAN STREET, BLOCK 4061, LOT 57; 114-120 BOYLAN STREET, BLOCK 4061, LOT 60; REAR BOYLAN STREET, BLOCK 4061, LOT 63; 129-131 SUNSET AVENUE, BLOCK 4061, LOT 80; 133-135 SUNSET AVENUE, BLOCK 4061, LOT 78; 115-117 SUNSET AVENUE, BLOCK 4061, LOT 88; 103-105 SUNSET AVENUE, BLOCK 4061, LOTS 93-94; FOR $20,000.00; AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR FINAL BIDS.

COUNCILMAN MELILLO ASKED IF THE COUNCIL HAD RECEIVED ANY FURTHER WORD FROM THE BOARD OF EDUCTION WITH REGARD TO THE SALE OF THIS PROPERTY.

THE CITY CLERK REPLIED THE COUNCIL HAD RECEIVED WORD WHICH WAS NOT ANY DIFFERENT FROM THAT THEY HAD BEFORE; HOWEVER, THE COUNCIL DESIRES TO DISCUSS THIS MATTER FURTHER.

COUNCILMAN CALLAGHAN EXPLAINED THIS ITEM HAD BEEN ON THE CALENDAR FOR SOME PERIOD OF TIME AND THE COUNCIL IS AWAITING WORD FROM THE BOARD OF EDUCATION AS TO WHETHER THIS SITE MIGHT BE REQUIRED FOR THE CONSTRUCTION OF A HIGH SCHOOL IN THE VAILSBURG AREA. IF THE BOARD OF EDUCATION INDICATES THIS LAND IS NOT REQUIRED, IT WILL BE SOLD BY THE MUNICIPAL COUNCIL.

A MOTION TO DEFER FURTHER ACTION ON THIS RESOLUTION WAS MADE BY COUNCILMAN ADDONIZIO, SECONDED BY COUNCILMAN SANTORO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

7-R-F. COUNCILMAN GORDON PRESENTED AND MOVED RESOLUTION AUTHORIZING THE DIRECTOR OF THE FIRE DEPARTMENT TO EXECUTE AND DELIVER A GENERAL RELEASE FOR $100.00 TO DONALD C. PFIESTER, COMPROMISE SETTLEMENT OF DAMAGE TO A CITY FIRE ENGINE, AMOUNTING TO $200.00.

THE MOTION WAS SECONDED BY COUNCILMAN ADDONIZIO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

7-R-G. RESOLUTION APPROVING OFFER BY ALFRED R. AND HELEN K. CALABRESE, AND D. P. R., INC., TO PURCHASE THE RIGHT, TITLE AND INTEREST OF THE CITY OF NEWARK IN A CERTAIN 30 FOOT RIGHT-OF-WAY AT 590-594 WASHINGTON AVENUE, BELLEVILLE, N. J., BLOCK 151, LOT 24 AND 131-137 GREYLOCK AVENUE, BLOCK 151, LOT 25, FOR $300.00; AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR FINAL BIDS.

A MOTION TO DEFER FURTHER ACTION ON THIS RESOLUTION WAS MADE BY PRESIDENT BONTEMPO, SECONDED BY COUNCILMAN GORDON AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

7-R-H. COUNCILMAN CALLAGHAN PRESENTED AND MOVED RESOLUTION APPOINTING 17 CONSTABLES, FOR A TERM ENDING DECEMBER 31, 1960, AND APPROVING THEIR BONDS AS TO SUFFICIENCY.

THE MOTION WAS SECONDED BY PRESIDENT BONTEMPO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

7-R-I. COUNCILMAN SANTORO PRESENTED AND MOVED EMERGENCY RESOLUTION APPROPRIATING $800.00 FOR "SALARIES AND WAGES", DEPARTMENT OF HEALTH AND WELFARE, MARTLAND MEDICAL CENTER, TO PROVIDE FUNDS FOR 1959 INCREMENTS DUE TO 5 EMPLOYEES, NOT PROVIDED FOR IN 1959 BUDGET.

THE MOTION WAS SECONDED BY COUNCILMAN ADDONIZIO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

7-R-J. COUNCILMAN ADDONIZIO PRESENTED AND MOVED RESOLUTION APPOINTING ROBERT FLEX SPECIAL POLICEMAN FOR A TERM ENDING DECEMBER 31, 1960.

THE MOTION WAS SECONDED BY COUNCILMAN CALLAGHAN AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

7-R-K. THE MUNICIPAL COUNCIL PRESENTED AND MOVED RESOLUTION ON THE RETIREMENT OF CHIEF ENGINEER HARRY J. SOMMERS, EXTENDING GRATITUDE OF THE COUNCIL FOR HIS 42 YEARS OF DEDICATED SERVICE TO THE CITY OF NEWARK.

THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

7-R-L. President Bontempo presented and moved EMERGENCY RESOLUTION APPROPRIATING $50,000.00 IN THE "GENERAL AND PRIMARY ELECTION ACCOUNT" IN THE OFFICE OF THE CITY CLERK TO PROVIDE FUNDS REQUIRED FOR SPECIAL ELECTION TO BE CONDUCTED JANUARY 12, 1960, NOT PROVIDED FOR IN THE 1959 BUDGET.

The motion was seconded by Councilman Santoro and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

No: Councilman Addonizio.

7-R-M. Councilman Melillo presented and moved RESOLUTION DETERMINING THE PURPOSE AND NECESSITY FOR REFORECLOSING IN REM PROPERTY AT 234-238 EMMET STREET, NEWARK.

The motion was seconded by Councilman Brady and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

MOTIONS.

7-M-A. A MOTION THAT THE MAYOR BE AUTHORIZED TO LEASE THE PARKING AREA BOUNDED BY MARKET, PLANE AND WASHINGTON STREETS AND BRANFORD PLACE, UNTIL MARCH 1, 1960; AND FURTHER THAT EITHER THE PARKING AUTHORITY OR THE CITY ADMINISTRATION BEGIN OPERATION OF THE FACILITY AS A MUNICIPAL PARKING LOT AS OF THAT DATE was made by Councilman Santoro, seconded by Councilman Callaghan and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

Councilman Callaghan explained this site had been razed by the City and this part of the work has been completed sooner than expected. The City was therefore going to enter into a temporary lease, by bid, so that this parking lot will be available during Christmas shopping.

At this point President Bontempo asked if an ordinance had been drawn which would prohibit sale of guns and knives to minors.

Chief Analyst Burnett responded the Staff was studying the matter and a report will be submitted to the Council.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

NONE.

PETITIONS.

NONE.

PENDING BUSINESS ON THE CALENDAR.

9-A. COMMUNICATION FROM HIS HONOR, MAYOR LEO P. CARLIN, RECEIVED OCTOBER 5, 1959, NOMINATING FREDERICK D. CAWTHRA, 324 ELLERY AVENUE, NEWARK, AS A MEMBER OF THE BOARD OF ADJUSTMENT, FOR A TERM OF FIVE YEARS FROM DATE OF CONFIRMATION.

(COUNCIL MET WITH MR. CAWTHRA NOVEMBER 10, 1959)

A MOTION TO DEFER ACTION ON THIS COMMUNICATION IN VIEW OF THE FACT THE MUNICIPAL COUNCIL IS CONSIDERING AMENDING THE ORDINANCE WHICH SETS UP THE PROCEDURE FOR APPOINTMENT OF MEMBERS OF THE BOARD OF ADJUSTMENT, WAS MADE BY COUNCILMAN ADDONIZIO, SECONDED BY COUNCILMAN MELILLO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

9-B. COMMUNICATION FROM HIS HONOR, MAYOR LEO P. CARLIN, RECEIVED OCTOBER 5, 1959, NOMINATING WALTER J. GILL, 375 MT. PROSPECT AVENUE, NEWARK, AS A MEMBER OF THE BOARD OF ADJUSTMENT, FOR A TERM OF FIVE YEARS FROM DATE OF CONFIRMATION.

(COUNCIL MET WITH MR. GILL NOVEMBER 10, 1959)

A MOTION TO DEFER ACTION ON THIS COMMUNICATION IN VIEW OF THE FACT THE MUNICIPAL COUNCIL IS CONSIDERING AMENDING THE ORDINANCE WHICH SETS UP THE PROCEDURE FOR APPOINTMENT OF MEMBERS OF THE BOARD OF ADJUSTMENT, WAS MADE BY COUNCILMAN ADDONIZIO, SECONDED BY COUNCILMAN MELILLO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

9-C. COMMUNICATION FROM HIS HONOR, MAYOR LEO P. CARLIN, RECEIVED OCTOBER 5, 1959, NOMINATING A. THOMAS MALANGA, 633 LAKE STREET, NEWARK, AS A MEMBER OF THE BOARD OF ADJUSTMENT, FOR A TERM OF FIVE YEARS FROM DATE OF CONFIRMATION.

(COUNCIL MET WITH MR. MALANGA NOVEMBER 10, 1959)

A MOTION TO DEFER ACTION ON THIS COMMUNICATION IN VIEW OF THE FACT THE MUNICIPAL COUNCIL IS CONSIDERING AMENDING THE ORDINANCE WHICH SETS UP THE PROCEDURE FOR APPOINTMENT OF MEMBERS OF THE BOARD OF ADJUSTMENT, WAS MADE BY COUNCILMAN ADDONIZIO, SECONDED BY COUNCILMAN MELILLO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

9-D. COMMUNICATION FROM HIS HONOR, MAYOR LEO P. CARLIN, RECEIVED OCTOBER 5, 1959, NOMINATING JOSEPH E. MIRABELLA, 11 NORFOLK STREET, NEWARK, AS A MEMBER OF THE BOARD OF ADJUSTMENT, FOR A TERM OF FIVE YEARS FROM DATE OF CONFIRMATION.

(Council met with Mr. Mirabella November 10, 1959)

A motion to defer action on this communication in view of the fact the Municipal Council is considering amending the ordinance which sets up the procedure for appointment of Members of the Board of Adjustment, was made by Councilman Addonizio, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

9-E. COMMUNICATION FROM HIS HONOR, MAYOR LEO P. CARLIN, RECEIVED OCTOBER 5, 1959, NOMINATING CASIMIR WYGLENDOWSKI, 33 OAKLAND TERRACE, NEWARK, AS A MEMBER OF THE BOARD OF ADJUSTMENT, FOR A TERM OF FIVE YEARS FROM DATE OF CONFIRMATION.

(Council met with Mr. Wyglendowski November 10, 1959)

A motion to defer action on this communication in view of the fact the Municipal Council is considering amending the ordinance which sets up the procedure for appointment of Members of the Board of Adjustment, was made by Councilman Addonizio, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

9-F. RECONSIDERATION OF RESOLUTION 7-R-ac ADOPTED BY THE MUNICIPAL COUNCIL OCTOBER 7, 1959, "AUTHORIZING THE BUSINESS ADMINISTRATOR TO ENTER INTO A CONTRACT WITH THE YOUTH DEVELOPMENT CLINIC OF NEWARK AND IRVINGTON TO ESTABLISH A CHILD MENTAL HEALTH PROGRAM, FOR A PERIOD OF TWO YEARS, AT $35,000.00 PER YEAR".

(Council met with Mayor, Business Administrator, Monsignor Dooling and representatives of the proposed clinic October 27, 1959)

A motion to defer action on this resolution was made by Councilman Addonizio, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

9-G. COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED AUGUST 27, 1959, SUBMITTING OFFER FROM JOHN J. CLANCY, ESQ., TO PURCHASE CITY-OWNED LANDS IN TOWNSHIPS OF BERKELEY AND MANCHESTER, FOR $7,500.00.

(Report from Director Hunt and correspondence between Mr. Clancy and Corporation Counsel Torppey)

(Report from Corporation Counsel submitted to each Member of the Council)

A motion to defer action on this communication was made by Councilman Santoro, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

9-H. PROPOSED AMENDMENT TO ORDINANCE PROVIDING FOR APPOINTMENTS OF MEMBERS TO THE BOARD OF ADJUSTMENT.

(Copy submitted to each Member of the Council)

A motion to defer action on this proposed amendment was made by Councilman Melillo, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-A. The City Clerk reported the following Bingo and Raffles Licenses were issued from November 18, 1959 to November 24, 1959:

BINGO LICENSES

LICENSEE	LICENSE NUMBER
Newark Aerie #44, F. O. E.	1454
Our Lady of Fatima Church	1461
St. John's Ukrainian Catholic Church	1507
P. T. A. St. Rocco's Church	1711
St. Michael's Merry Makers	1743

RAFFLES LICENSES

LICENSEE	LICENSE NUMBER
Irvington Chapter of Hadassah	1729
Rosary Altar Society, Sacred Heart Church of Vailsburg	1740
Rosary Altar Society, Sacred Heart Church of Vailsburg	1741
Queen Sheba Grand Chapter O. E. S.	1742

A motion to concur in the report was made by Councilman Gordon, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

ADJOURNMENT.

12. A MOTION TO ADJOURN THIS MEETING WAS MADE BY COUNCILMAN GORDON, SECONDED BY COUNCILMAN ADDONIZIO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

THIS MEETING ADJOURNED AT 9:20 P. M.

APPROVED:

HARRY S. REICHENSTEIN
CITY CLERK

MICHAEL A. BONTEMPO
PRESIDENT

A REGULARLY SCHEDULED MEETING OF THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, WAS HELD ON THE ABOVE DATE IN THE COUNCIL CHAMBER, CITY HALL, NEWARK, NEW JERSEY, AT 8:00 P. M.

THE AUDIENCE AROSE FOR THE NATIONAL ANTHEM.

THE PRAYER WAS OFFERED BY REVEREND SAMUEL C. CARPENTER, BETHANY BAPTIST CHURCH.

PRESIDENT BONTEMPO CALLED THE MEETING TO ORDER AND ASKED FOR ROLL CALL.

PRESENT: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO, CITY CLERK HARRY S. REICHENSTEIN, CLERK OF THE COUNCIL; SERGEANT ROBERT R. RYAN, SERGEANT-AT-ARMS.

ABSENT: COUNCILMAN COOPER.

PRESIDENT BONTEMPO WELCOMED STUDENTS OF A HISTORY CLASS FROM WEEQUAHIC HIGH SCHOOL, WHO WERE PRESENT IN THE AUDIENCE.

PRESIDENT BONTEMPO INVITED BUSINESS ADMINISTRATOR RINALDI TO SIT ON THE DAIS WITH THE MEMBERS OF THE MUNICIPAL COUNCIL.

December 16, 1959

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

4-A. THE CITY CLERK PRESENTED REPORT OF ADMINISTRATION OF PUBLIC ASSISTANCE, DEPARTMENT OF HEALTH AND WELFARE, FOR THE FIRST TEN MONTHS OF 1959.

A MOTION THAT THE REPORT BE RECEIVED WAS MADE BY COUNCILMAN ADDONIZIO, SECONDED BY COUNCILMAN BRADY AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

4-B. THE CITY CLERK PRESENTED REPORT OF RECEIPTS AND DISBURSEMENTS, DEPARTMENT OF FINANCE, FOR THE MONTH OF OCTOBER, 1959.

A MOTION THAT THE REPORT BE RECEIVED AND PLACED ON FILE WAS MADE BY COUNCILMAN CALLAGHAN, SECONDED BY COUNCILMAN GORDON AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

4-C. THE CITY CLERK PRESENTED COPY OF DIGEST OF MINUTES OF MEETING OF BOARD OF ADJUSTMENT, HELD NOVEMBER 24, 1959.

A MOTION THAT THE DIGEST OF MINUTES BE RECEIVED WAS MADE BY COUNCILMAN SANTORO, SECONDED BY COUNCILMAN TURNER AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

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4-D. The City Clerk presented RESUME OF MINUTES OF MEETING OF NEWARK COMMISSION FOR NEIGHBORHOOD CONSERVATION AND REHABILITATION, HELD NOVEMBER 17, 1959.

(Copy of resumé of minutes submitted to each Member of the Council)

A motion that the resumé of minutes be received was made by Councilman Brady, seconded by President Bontempo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-E. The City Clerk presented REPORT BY CONSULTING ENGINEERS PARSONS, BRINCKERHOFF, HALL AND MACDONALD, RELATIVE TO PROGRESS AT CHARLOTTEBURG RESERVOIR, DATED NOVEMBER 17, 1959.

(Copy submitted to each Member of the Council)

A motion to table this report at this time was made by Councilman Gordon, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-F. The City Clerk presented FOURTH ANNUAL REPORT OF THE EMPLOYEES' RETIREMENT SYSTEM OF THE CITY OF NEWARK, DECEMBER 31, 1958.

A motion that the report be received and placed on file was made by Councilman Addonizio, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-G. The City Clerk presented REPORT OF CITY CLERK, FOR THE MONTH OF NOVEMBER, 1959.

A motion that the report be received and placed on file was made by Councilman Brady, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-H. The City Clerk presented REPORT OF IVY HAVEN NURSING HOME, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTH OF NOVEMBER, 1959.

A motionthat the report be received and placed on file was made by Councilman Callaghan, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-I. The City Clerk presented REPORT OF DIVISION OF BUILDINGS, DEPARTMENT OF HEALTH AND WELFARE, FOR THE MONTH OF NOVEMBER, 1959.

A motion that the report be received and placed on file was made by Councilman Santoro, seconded by Councilman Turner and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

The City Clerk explained to the students present that the contents of these reports had been discussed in detail by the Municipal Council at the pre-meeting conference held yesterday.

<u>4-J.</u> The City Clerk presented <u>COPY OF MINUTES OF MEETING OF PASSAIC VALLEY SEWERAGE COMMISSION HELD OCTOBER 28, 1959.</u>

A motion that the copy of minutes be received was made by Councilman Brady, seconded by Councilman Turner and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

<u>4-K.</u> The City Clerk presented <u>COPY OF MINUTES OF MEETING OF PASSAIC VALLEY SEWERAGE COMMISSION HELD NOVEMBER 10, 1959.</u>

A motion that the copy of minutes be received was made by Councilman Melillo, seconded by President Bontempo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

<u>4-L.</u> The City Clerk presented <u>BUDGETARY STATEMENT SHOWING CONDITION OF ACCOUNTS ENDING NOVEMBER 30, 1959, SUBMITTED BY DIRECTOR OF FINANCE.</u>

A motion that the budgetary statement be received and placed on file was made by Councilman Gordon, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

<u>4-M.</u> The City Clerk presented <u>REPORT OF NEWARK COLLEGE OF ENGINEERING - TEN YEARS OF PROGRESS, OCTOBER 31, 1949 - OCTOBER 31, 1959.</u>

(Copy of report submitted to each Member of the Council)

A motion that the report be received was made by Councilman Melillo, seconded by Councilman Callaghan and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

<u>PENDING BOARD OF ADJUSTMENT APPLICATIONS.</u>

None.

<u>BOARD OF ADJUSTMENT APPLICATIONS.</u>

<u>4-A-1.</u> The City Clerk read <u>APPLICATION OF BEST PROVISION CO., INC., OWNER; FOR THE ADDITION TO BOLOGNA FACTORY LOCATED AT 144 AVON AVENUE & 157-159 JELLIFF AVENUE; SAID ADDITION</u>

EXCEEDING FRONT, REAR AND SIDE YARD REQUIREMENTS AND TO BE USED FOR PROCESSING OF MEATS AND FOODS, IN A 3RD RESIDENCE DISTRICT; ON PREMISES 153-155 JELLIFF AVENUE.

(VOTE OF BOARD OF ADJUSTMENT 5-0. NO OBJECTORS)

THE CITY CLERK CALLED FOR THOSE DESIRING TO BE HEARD ON THE APPLICATION TO APPROACH THE RAIL, GIVE HIS NAME AND ADDRESS AND BE HEARD.

NO ONE APPEARING, A MOTION TO CLOSE THE HEARING AND CONCUR IN THE RECOMMENDATIONS OF THE BOARD OF ADJUSTMENT WAS MADE BY COUNCILMAN TURNER, SECONDED BY COUNCILMAN MELILLO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

4-A-2. THE CITY CLERK READ APPLICATION OF ERNEST & AUGUSTA ZOLL, OWNERS; FOR THE CONSTRUCTION OF A SHED ADDITION TO AN EXISTING FLORIST EXCEEDING THE REAR YARD REQUIREMENTS IN A 3RD RESIDENCE DISTRICT; ON PREMISES 269-271 SOUTH 9TH STREET.

(VOTE OF BOARD OF ADJUSTMENT 4-1. NO OBJECTORS)

THE CITY CLERK CALLED FOR THOSE DESIRING TO BE HEARD ON THE APPLICATION TO APPROACH THE RAIL, GIVE HIS NAME AND ADDRESS AND BE HEARD.

NO ONE APPEARING, A MOTION TO CLOSE THE HEARING AND DEFER FURTHER ACTION ON THIS APPLICATION WAS MADE BY COUNCILMAN ADDONIZIO, SECONDED BY COUNCILMAN GORDON AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

4-A-3. THE CITY CLERK READ APPLICATION OF U. S. POST OFFICE DEPT., OWNER; FOR THE ERECTION OF A POST OFFICE EXCEEDING THE REAR YARD AND ONE SIDE YARD REQUIREMENTS IN A 4TH RESIDENCE DISTRICT; ON PREMISES 374-382 7TH AVENUE & 145-147 NORTH 7TH STREET.

(VOTE OF BOARD OF ADJUSTMENT 5-0. NO OBJECTORS)

THE CITY CLERK CALLED FOR THOSE DESIRING TO BE HEARD ON THE APPLICATION TO APPROACH THE RAIL, GIVE HIS NAME AND ADDRESS AND BE HEARD.

NO ONE APPEARING, A MOTION TO CLOSE THE HEARING AND CONCUR IN THE RECOMMENDATIONS OF THE BOARD OF ADJUSTMENT WAS MADE BY COUNCILMAN MELILLO, SECONDED BY COUNCILMAN SANTORO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

4-A-4. THE CITY CLERK READ APPLICATION OF NEWARK PARKING AUTHORITY (CITY OF NEWARK, OWNER UNDER CONTRACT TO PURCHASE); FOR THE EXTENSION FROM A 4TH BUSINESS DISTRICT TO A METERED AUTOMOBILE PARKING STATION WITH HOURS FROM 9 A.M. TO 10 P.M., IN A 4TH RESIDENCE DISTRICT; ON PREMISES 26-32 WEBSTER STREET.

(VOTE OF BOARD OF ADJUSTMENT 5-0. 7 OBJECTORS)

THE CITY CLERK CALLED FOR THOSE DESIRING TO BE HEARD ON THE APPLICATION TO APPROACH THE RAIL, GIVE HIS NAME AND ADDRESS AND BE HEARD.

NO ONE APPEARING, A MOTION TO CLOSE THE HEARING AND CONCUR IN THE RECOMMENDATIONS OF THE BOARD OF ADJUSTMENT WAS MADE BY COUNCILMAN BRADY, SECONDED BY COUNCILMAN TURNER.

COUNCILMAN MELILLO SAID HE WILL VOTE IN FAVOR OF THE APPROVAL OF THIS APPLICATION BUT HOPED THE PARKING AUTHORITY WILL NOT HAVE THE CONVICTION IT HAS FULFILLED ITS OBLIGATION FOR PARKING IN NORTH NEWARK. HE REPORTED THIS PARKING LOT, AT A COST OF ABOUT $100,000, WILL ACCOMMODATE ONLY 36 CARS. COUNCILMAN MELILLO POINTED OUT THE GREAT NEED FOR MORE PARKING FACILITIES IN THAT AREA AND RECOMMENDED THE AUTHORITY CANVASS THIS AREA TO CREATE MORE PARKING LOTS FOR THE ACCOMMODATION OF THE BUSINESS PEOPLE AND ALSO RESIDENTS OF THE NORTH WARD.

COUNCILMAN ADDONIZIO CONGRATULATED THE PARKING AUTHORITY FOR THE EXCELLENT JOB IT DID IN ESTABLISHING THE PARKING LOT ON TELFORD STREET IN TIME FOR THE CHRISTMAS RUSH.

THE MOTION TO CLOSE THE HEARING AND CONCUR IN THE RECOMMENDATIONS OF THE BOARD OF ADJUSTMENT WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

4-A-5. THE CITY CLERK READ APPLICATION OF CLINTON MILK CO., OWNER; FOR THE ERECTION OF A LOADING AND UNLOADING BERTH TO AN EXISTING DAIRY IN A 2ND BUSINESS DISTRICT; ON PREMISES 343 MORRIS AVENUE.

(VOTE OF BOARD OF ADJUSTMENT 4-0. NO OBJECTORS)

THE CITY CLERK CALLED FOR THOSE DESIRING TO BE HEARD ON THE APPLICATION TO APPROACH THE RAIL, GIVE HIS NAME AND ADDRESS AND BE HEARD.

NO ONE APPEARING, A MOTION TO CLOSE THE HEARING AND DEFER FURTHER ACTION ON THIS APPLICATION WAS MADE BY COUNCILMAN TURNER, SECONDED BY COUNCILMAN ADDONIZIO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

4-A-6. THE CITY CLERK READ APPLICATION OF THERESA R. GERARD, OWNER; FOR THE CONSTRUCTION OF A BUILDING TO BE USED FOR TWO DOCTORS' OFFICES IN A 4TH RESIDENCE DISTRICT; ON PREMISES 377-379 ROSEVILLE AVENUE.

(VOTE OF BOARD OF ADJUSTMENT 4-0. NO OBJECTORS)

THE CITY CLERK CALLED FOR THOSE DESIRING TO BE HEARD ON THE APPLICATION TO APPROACH THE RAIL, GIVE HIS NAME AND ADDRESS AND BE HEARD.

NO ONE APPEARING, A MOTION TO CLOSE THE HEARING AND CONCUR IN THE RECOMMENDATIONS OF THE BOARD OF ADJUSTMENT WAS MADE BY PRESIDENT BONTEMPO, SECONDED BY COUNCILMAN TURNER AND ADOPTED BY THE FOLLOWING VOTES:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-A-7. The City Clerk read APPLICATION OF UKRAINIAN LABOR BUSINESS CORP., OWNER; FOR THE ESTABLISHMENT OF A CLUB WITH NO OFF-STREET PARKING IN A 3RD RESIDENCE DISTRICT; ON PREMISES 723½ SOUTH 14TH STREET.

(Vote of Board of Adjustment 3-1. 2 objectors)

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

MR. MICHAEL J. KOSLOSKI, 835 - 18TH AVENUE, IRVINGTON, NEW JERSEY, appeared for the applicant.

Councilman Addonizio pointed out that only the Municipal Council can approve a Board of Adjustment application presented to them, and since a citizen had made a complaint in connection with this application, he felt it was incumbent upon him to check into the validity of this complaint. He was, therefore, asking for a deferment on this application.

Councilman Callaghan said he had visited this site and had noted its proximity to the Labor Lyceum. He said he could find no objection to this application.

Councilman Brady explained it was the policy of the Council to grant a deferment of an application when requested by a fellow Councilman. He felt, however, if a citizen had a valid objection to an application, he should take the time to appear before the Council to express his objection.

President Bontempo remarked he could not understand the reason for the complaint in this instance since the Labor Lyceum and various industries had been in this area for many years and cars were parked for events held at the Lyceum throughout this area. He recommended in the future complaints be submitted to the City Clerk for presentation to the Council.

No one else appearing, a motion to close the hearing and defer further action on this application was made by Councilman Addonizio, seconded by Councilman Turner and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

4-A-8. The City Clerk read APPLICATION OF ALFREDO IERROBINO (LORENZO STURCHIO, OWNER); FOR THE ESTABLISHMENT OF A WOODWORKING SHOP INCLUDING THE STORAGE OF ONE COMMERCIAL VEHICLE IN A 2ND BUSINESS DISTRICT; ON PREMISES 267-269 SOUTH 6TH STREET.

(Vote of Board of Adjustment 4-0. No objectors)

Councilman Callaghan asked Mr. Norman J. Muller, Secretary of the Board of Adjustment, if this was a new building and Mr. Muller replied it was an old building and had been previously used by a clothing manufacturer.

The City Clerk called for those desiring to be heard on the application to approach the rail, give his name and address and be heard.

No one appearing, a motion to close the hearing and concur in the recommendations of the Board of Adjustment was made by Councilman Addonizio, seconded by Councilman Turner and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo

REPORTS OF COMMITTEES.

5-A. COUNCIL COMMITTEE TO STUDY THE FAULKNER ACT.

(Councilmen Santoro, Brady, Callaghan)

Chairman Santoro reported progress.

A motion to accept the report was made by Councilman Addonizio, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-B. COUNCIL STUDY COMMITTEE FOR REVISION AND AMENDMENT OF THE CODE.

(Councilmen Gordon, Addonizio, Cooper)

Chairman Gordon reported progress.

A motion to accept the report was made by Councilman Santoro, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-F. COUNCIL COMMITTEE TO STUDY REGULATIONS AND PROCEDURES FOR EMPLOYEES.

(Councilmen Santoro, Cooper, Melillo)

Chairman Santoro reported progress.

A motion to accept the report was made by Councilman Brady, seconded by Councilman Callaghan and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-G. COUNCIL COMMITTEE TO STUDY POSSIBILITY OF BROADENING TAX REVENUE AND NEW SOURCE OF REVENUE.

(Councilmen Melillo, Callaghan, Cooper)

Chairman Melillo reported progress.

A motion to accept the report was made by Councilman Addonizio, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-H. COUNCIL COMMITTEE TO STUDY THE CIVILIAN DEFENSE SET-UP.

(Councilmen Addonizio, Cooper, Gordon)

Chairman Addonizio reported progress.

A motion to accept the report was made by Councilman Santoro, seconded by President Bontempo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-i. COUNCIL COMMITTEE TO STUDY AND RECOMMEND A POLICY RELATIVE TO CELEBRATION AND HOLIDAY EXPENDITURES.

(Councilmen Melillo, Callaghan, Cooper)

Chairman Melillo reported progress.

A motion to accept the report was made by Councilman Turner, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-l. COUNCIL COMMITTEE OF THE WHOLE TO EXAMINE THE FEASIBILITY OF CONSTRUCTING A SPORTS ARENA IN NEWARK.

President Bontempo, for the Council Committee of the Whole, reported he had attended a meeting held this date between the Business Administrator and a banker from New York. He said the banker had indicated a group of New York bankers were interested in building and financing a memorial coliseum for the City and would submit a proposal in the near future. He said this matter would be further explored and he reported progress.

A motion to accept the report was made by Councilman Gordon, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-m. COUNCIL COMMITTEE TO REVIEW THE TAXICAB ORDINANCE.

(Councilmen Turner, Addonizio, Santoro)

Chairman Turner reported progress.

A motion to accept the report was made by President Bontempo, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-n. COUNCIL COMMITTEE TO STUDY ALL PHASES OF RELIEF.

(Councilmen Addonizio, Cooper, Melillo)

Chairman Addonizio reported progress.

A motion to accept the report was made by Councilman Callaghan, seconded by

Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

5-o. COUNCIL COMMITTEE TO STUDY PENNPLAZA PROPOSAL.

(Councilman Cooper, Chairman

A. Utility Changes Necessary.

(Councilmen Cooper, Bontempo, Melillo)

B. Fiscal Advisory Study.

(Councilmen Cooper, Addonizio, Gordon)

C. Ratable and Relocation Study.

(Councilmen Cooper, Santoro, Turner)

President Bontempo announced Councilman Cooper was absent due to an injury to her leg and requested him to report progress for this Committee.

A motion to accept the report was made by Councilman Melillo, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Bontempo called for ordinances on first reading.

6-F-A. The City Clerk read AN ORDINANCE AMENDING SECTION 9.3 OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951, AS AMENDED.

(This proposed amendment would permit the City to charge ambulance service to patients who are transported to any hospital, including Martland Medical Center)

(Copy of ordinance submitted to each Member of the Council)

A motion to defer further action on this ordinance at this time was made by Councilman Santoro, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

6-F-B. The City Clerk read AN ORDINANCE APPROPRIATING $8,000.00 FROM CAPITAL IMPROVEMENT FUND FOR THE IMPROVEMENT OF SIDEWALKS AND CURBS IN MANCHESTER PLACE.

(Copy of ordinance submitted to each Member of the Council)

A motion to defer action on this ordinance until such time as report is submitted by the engineers to certify the cost of this improvement, was made by Councilman Gordon, seconded by Councilman Turner and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

PUBLIC HEARING ON ORDINANCES AS ADVERTISED.

6-PH-A. THE CITY CLERK: THE FOLLOWING ORDINANCE WAS ADOPTED ON FIRST READING, ADVERTISED IN ACCORDANCE WITH LAW AND A HEARING DATE SET. IT IS NOW BEFORE YOU FOR PUBLIC HEARING, THIS BEING THE DATE AND TIME SET THEREFOR.

AN ORDINANCE MAKING THE PROVISIONS OF SUB-TITLE I OF TITLE 39, MOTOR VEHICLE AND TRAFFIC LAWS OF NEW JERSEY, AND LOCAL REGULATIONS THEREUNDER, APPLICABLE TO CERTAIN DRIVEWAYS OF THE MARTLAND MEDICAL CENTER OF THE CITY OF NEWARK.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. THE DIRECTOR OF THE DEPARTMENT OF HEALTH AND WELFARE OF THE CITY OF NEWARK, IN ACCORDANCE WITH THE PROVISIONS OF CHAPTER 284, PUBLIC LAWS OF NEW JERSEY, 1945, AS AMENDED (NJSA 39:5A-1 ET SEQ.) HAS FILED A WRITTEN REQUEST WITH THE CLERK OF THE CITY OF NEWARK, THAT THE PROVISIONS OF SUB-TITLE I, TITLE 39, OF THE REVISED STATUTES, SHALL BE MADE APPLICABLE TO THE SEMI-PUBLIC AND PRIVATE DRIVEWAYS, OPEN TO AND USED BY THE PUBLIC, ITS TENANTS AND EMPLOYEES, IN AND ON THE FOLLOWING PREMISES OF THE MARTLAND MEDICAL CENTER, OWNED AND OPERATED BY THE CITY OF NEWARK, SITUATE IN THE CITY OF NEWARK, ESSEX COUNTY AND STATE OF NEW JERSEY, AND DESIGNATED AND PARTICULARLY DESCRIBED AS FOLLOWS:

1. AT BERGEN STREET - CURVED DRIVEWAY LEADING TO MAIN ENTRANCE NEW BUILDING, THROUGHOUT ITS ENTIRE LENGTH.
2. AT FAIRMOUNT AVENUE - CURVED DRIVEWAY LEADING TO MAIN ENTRANCE OLD BUILDING, THROUGHOUT ITS ENTIRE LENGTH.
3. AT CABINET STREET - DRIVEWAY LEADING SOUTHERLY TO LOADING PLATFORM AND LOCATED OPPOSITE CAMDEN STREET NORTH. ALSO, DRIVEWAY OFF SAME AND LEADING EASTERLY (OVER FUEL OIL TANKS) AND CURVING TO DEAD-END AT NEW BUILDING.
4. AT 12TH AVENUE - CURVED DRIVEWAY LEADING TO RECEIVING ENTRANCE AND LOCATED OPPOSITE CAMDEN STREET SOUTH. ALSO, DRIVEWAY OFF SAME AND LEADING NORTHERLY APPROXIMATELY ONE HUNDRED AND FIFTEEN (115) FEET TO DEAD-END AT NEW BUILDING.

2. THE PROVISIONS OF SAID SUB-TITLE 39, MOTOR VEHICLES, OF THE REVISED STATUTES OF NEW JERSEY, WITH THE APPROVAL OF THE DIRECTOR OF THE STATE DIVISION OF MOTOR VEHICLES, ARE HEREBY MADE APPLICABLE TO THE AFOREDESCRIBED PREMISES.

3. THE PROVISIONS OF CHAPTER 17, MOTOR VEHICLES AND TRAFFIC OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, AS AMENDED AND SUPPLEMENTED, REGULATING AND APPERTAINING TO AND REGULATING TRAFFIC ON PUBLIC STREETS AND PLACES, ARE HEREBY ALSO MADE APPLICABLE TO THE AFORESAID PREMISES.

4. THIS ORDINANCE IS ENACTED BY VIRTUE OF THE AUTHORITY OF R.S. 39:5A-1 ET SEQ., AS AMENDED, AND ITS APPLICATION AS HEREIN PROVIDED HAS BEEN APPROVED BY THE DIRECTOR OF THE DIVISION OF MOTOR VEHICLES OF THIS STATE.

THIS ORDINANCE SHALL TAKE EFFECT UPON FINAL PASSAGE AND PUBLICATION AS BY LAW PROVIDED.

NOTE: THIS ORDINANCE SHALL NOT BE FINALLY ADOPTED UNTIL APPROVED BY STATE MOTOR VEHICLE DIRECTOR.

PRESIDENT BONTEMPO CALLED FOR THOSE DESIRING TO BE HEARD ON THIS ORDINANCE TO APPROACH THE RAIL, GIVE HIS NAME AND ADDRESS AND BE HEARD.

NO ONE APPEARING, PRESIDENT BONTEMPO ENTERTAINED THE MOTION THAT THE HEARING IN THIS MATTER BE CLOSED AND A MOTION TO CLOSE THE HEARING WAS MADE BY COUNCILMAN ADDONIZIO, SECONDED BY COUNCILMAN TURNER AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

6-PH-B. THE CITY CLERK: THE FOLLOWING ORDINANCE WAS ADOPTED ON FIRST READING, ADVERTISED IN ACCORDANCE WITH LAW AND A HEARING DATE SET. IT IS NOW BEFORE YOU FOR PUBLIC HEARING, THIS BEING THE DATE AND TIME SET THEREFOR.

AN ORDINANCE APPROPRIATING THE SUM OF $5,000.00 FROM THE CAPITAL IMPROVEMENT FUND FOR THE INSTALLATION OF ELECTRIC LIGHTING FIXTURES IN VARIOUS CITY OWNED BUILDINGS.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. THERE IS HEREBY APPROPRIATED FROM THE CAPITAL IMPROVEMENT FUND THE SUM OF $5,000.00 FOR THE INSTALLATION OF ELECTRIC LIGHTING FIXTURES IN THE FOLLOWING CITY OWNED BUILDINGS:

WATER DEPARTMENT - CITY HALL ANNEX

FIRE DEPARTMENT - TRUCK #5 BELMONT AVENUE

SPECIAL SERVICE DEPARTMENT - PROSPECT ST.

ENGINE #6 - SPRINGFIELD AVENUE

BOARD OF HEALTH - MAIN BUILDING

EMPIRE STREET GARAGE

HAYES STREET GARAGE

HUDSON STREET GARAGE

2. THIS ORDINANCE SHALL TAKE EFFECT UPON ADOPTION AND PUBLICATION IN MANNER PROVIDED BY LAW.

PRESIDENT BONTEMPO CALLED FOR THOSE DESIRING TO BE HEARD ON THIS ORDINANCE TO APPROACH THE RAIL, GIVE HIS NAME AND ADDRESS AND BE HEARD.

NO ONE APPEARING, PRESIDENT BONTEMPO ENTERTAINED THE MOTION THAT THE HEARING IN THIS MATTER BE CLOSED AND A MOTION TO CLOSE THE HEARING WAS MADE BY COUNCILMAN MELILLO, SECONDED BY COUNCILMAN BRADY AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

6-Ph-c. The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, this being the date and time set therefore.

AN ORDINANCE TO AMEND "AN ORDINANCE APPROPRIATING $4,094.00 FROM CAPITAL IMPROVEMENT FUND - WATER UTILITY CAPITAL ACCOUNT - FOR CONVEYANCE OF PROPERTY SITUATED PARTLY IN THE TOWNSHIP OF LITTLE FALLS, AND PARTLY IN THE BOROUGH OF WEST PATERSON, COUNTY OF PASSAIC, STATE OF NEW JERSEY" ADOPTED NOVEMBER 4, 1959.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

That Section 3 of "An Ordinance Appropriating $4,094.00 from Capital Improvement Fund - Water Utility Capital Account - For Conveyance of Property Situated Partly in the Township of Little Falls, and Partly in the Borough of West Paterson, County of Passaic, New Jersey" is hereby amended to read as follows:

3: That Resolution [#7-RV] #7-RU adopted by the Municipal Council September 3, 1959, authorized preparation of an Ordinance appropriating the sum of $4,094.00 from the "Capital Improvement Fund - Water Utility Capital Account".

This Ordinance shall take effect upon final passage and publication as by law provided.

President Bontempo called for those desiring to be heard on this ordinance to approach the rail, give his name and address and be heard.

No one appearing, President Bontempo entertained the motion that the hearing in this matter be closed and a motion to close the hearing was made by Councilman Brady, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

6-Ph-d. The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. The public hearing was held on this ordinance at the meeting of November 23, 1959 and the hearing was continued to this date.

ORDINANCE PROVIDING FOR THE VACATION, RELEASE AND EXTINGUISHMENT OF THE PUBLIC RIGHTS, IF ANY, OF AND IN THAT PART OF ELM STREET, AS LAID OUT 43 FEET IN WIDTH, MORE OR LESS, ON A MAP ENTITLED, "MAP OF PROPERTY OF THE LATE GENERAL THOMAS WARD, DEC., IN THE VTH WARD OF THE CITY OF NEWARK", EXTENDING FROM MADISON STREET TO MONROE STREET.

(Copy of ordinance submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to continue the public hearing on this ordinance to the January 6, 1960 meeting of the Municipal Council was made by Councilman Gordon, seconded by President Bontempo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Bontempo called for ordinances on second reading and final passage.

6-S & F-A. AN ORDINANCE MAKING THE PROVISIONS OF SUB-TITLE I OF TITLE 39, MOTOR VEHICLE AND TRAFFIC LAWS OF NEW JERSEY, AND LOCAL REGULATIONS THEREUNDER, APPLICABLE TO CERTAIN DRIVEWAYS OF THE MARTLAND MEDICAL CENTER OF THE CITY OF NEWARK.

There was no action taken on this ordinance. Approval has been submitted by Police Director Weldon. Awaiting approval from New Jersey State Division of Motor Vehicles.

6-S & F-B. The City Clerk: The following ordinance adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage.

AN ORDINANCE APPROPRIATING THE SUM OF $5,000.00 FROM THE CAPITAL IMPROVEMENT FUND FOR THE INSTALLATION OF ELECTRIC LIGHTING FIXTURES IN VARIOUS CITY OWNED BUILDINGS.

A motion to adopt the ordinance on second reading and final passage was made by Councilman Melillo, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-C. The City Clerk: The following ordinance adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage.

AN ORDINANCE TO AMEND "AN ORDINANCE APPROPRIATING $4,094.00 FROM CAPITAL IMPROVEMENT FUND - WATER UTILITY CAPITAL ACCOUNT - FOR CONVEYANCE OF PROPERTY SITUATED PARTLY IN THE TOWNSHIP OF LITTLE FALLS, AND PARTLY IN THE BOROUGH OF WEST PATERSON, COUNTY OF PASSAIC, STATE OF NEW JERSEY", ADOPTED NOVEMBER 4, 1959.

A motion to adopt the ordinance on second reading and final passage was made by Councilman Brady, seconded by Councilman Melillo and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The yeses are eight and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-E. The City Clerk: The following ordinance adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading

AND FINAL PASSAGE.

AN ORDINANCE AMENDING AND SUPPLEMENTING ARTICLE XVI, GARAGES, SERVICE STATIONS, ETC. OF CHAPTER 14, FIRE PREVENTION CODE, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951.

(This proposed amendment to the Open Deck Parking Ordinance, Fire Prevention Code, would provide additional protection on each tier of parking decks; and hold manager responsible for control of speed of vehicles)

(Copy of ordinance submitted to each Member of the Council)

(Deferred at request of Parking Authority and awaiting recommendation of Business Administrator)

The City Clerk stated the Business Administrator had requested the withdrawal of this ordinance.

A motion to withdraw this ordinance and return it to the Business Administrator was made by Councilman Gordon, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

6-S & F-f. The City Clerk: The following ordinance, adopted on first reading, upon which a hearing was held and closed, is now before the Council for consideration on second reading and final passage.

AN ORDINANCE PROHIBITING CARHOP FOOD AND BEVERAGE SERVICE DURING HOURS 12:00 P. M. TO 7:00 A. M., SUPPLEMENTING ARTICLE XII, CHAPTER 8, REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY, 1951.

(Copy of ordinance submitted to each Member of the Council)

(Police Director Weldon and Corporation Counsel Torppey met with Council December 8, 1959)

A motion to defer action on this ordinance in view of the fact that the amendment has not been agreed upon was made by Councilman Turner, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

HEARINGS OF CITIZENS.

6-HC-a. MR. ARTHUR FISHBEIN, 282 CHANCELLOR AVENUE, NEWARK, NEW JERSEY, addressed the Municipal Council on the subject "INEQUITIES IN PAYS FOR CITY EMPLOYEES".

6-HC-b. MISS LILLIAN CLAWANS, 116 MARKET STREET, NEWARK, NEW JERSEY, addressed the Municipal Council on the subject "REQUEST FOR CANCELLATION OF LIEN".

6-HC-c. MR. ANTONE S. DEMOURA, 587 SOUTH 19TH STREET, NEWARK, NEW JERSEY, addressed the Municipal Council on the subject "COMPLAINT ON ADMINISTRATION APPOINTMENTS".

Councilman Brady said because of certain allegations made by this speaker that his life had been threatened, he desired to make a motion that the Council request Police Director Weldon to investigate this alleged charge.

Councilman Santoro requested the motion be amended that the findings of the Police Department be submitted to the Municipal Council.

The motion, as amended, was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-A. Councilman Gordon presented and moved RESOLUTION OF THE CITY OF NEWARK REQUESTING RESERVATION OF CAPITAL GRANT FUNDS; APPROVING THE UNDERTAKING OF SURVEYS AND PLANS FOR AN URBAN RENEWAL PROJECT, AND APPROVING FILING OF AN APPLICATION FOR FEDERAL ADVANCE OF FUNDS.

(Council met with Mr. Louis Danzig November 10, 1959)

(Copy of opinion from Corporation Counsel submitted to each Member of the Council)

The motion was seconded by Councilman Melillo.

President Bontempo declared he had always voted 100% for urban redevelopment, but felt in view of the forthcoming January 12th election, action on this present resolution should be deferred. He noted past experience had shown that private builders would be reluctant to enter into redevelopment under a commission form of government, and only the present form of government had brought them to the City. He felt no Federal money should be spent until the issue of the type of government is decided. He asserted the City's eligibility for qualification by the Federal Government should not be based on "first come, first served", but on the basis of need.

Councilman Santoro agreed with some of the remarks made by the President. However, he opined to hesitate or to defer action because of the forthcoming election on January 12th would not be in good taste. He said affirmative action by the Council would demonstrate that the Municipal Council has confidence in building a new Newark and would indicate the Council has faith in the good sense of the public as far as the outcome of the referendum election is concerned.

Councilman Santoro said he was sure the Citizens of Newark know what is best for them and for the best interests of the City, the Mayor-Council form of government should be maintained.

Councilman Melillo said as the seconder of the motion to approve this resolution, he would go even further and recommend that the money not be borrowed from the Federal Government for this project, but be taken from the City surplus. He noted if the City used its own funds, a saving would accrue to the City.

Councilman Melillo said he felt an affirmative vote would be a manifestation of

THE CONFIDENCE OF THE MUNICIPAL COUNCIL IN THE PRESENT FORM OF GOVERNMENT.

COUNCILMAN ADDONIZIO CONCURRED IN THE REMARKS MADE BY COUNCILMAN MELILLO TO TAKE THE REQUIRED $240,000.00 FROM SURPLUS.

COUNCILMAN CALLAGHAN SPOKE AT LENGTH ON THIS MATTER AND REMARKED HE SAW NOTHING WRONG WITH THE MAYOR AND MEMBERS OF THE COUNCIL BEING ON A REDEVELOPMENT AGENCY TOGETHER WITH MR. DANZIG. HE RECALLED THAT IN THE PAST, RECOMMENDATIONS HAD BEEN MADE BY ADMINISTRATION THAT CITY EMPLOYEES BE USED FOR SOME OF THESE SURVEYS AND HE WAS IN FAVOR OF THIS. COUNCILMAN CALLAGHAN COMMENTED HE INTENDED TO PURSUE THE RE-ORGANIZATION OF THE REDEVELOPMENT AGENCY AND THOUGHT IN THIS CONNECTION LABOR, BUILDERS OF THE CITY AND PLANNERS SHOULD BE CONSULTED.

THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER.

NO: PRESIDENT BONTEMPO.

7-R-B. RESOLUTION AUTHORIZING THE DIRECTOR OF THE DEPARTMENT OF HEALTH AND WELFARE TO ACCEPT $200.00 IN FULL SETTLEMENT OF A $805.60 CLAIM OF HANNAH MACHMAN, FORMERLY A PATIENT AT MARTLAND MEDICAL CENTER.

A MOTION TO DEFER ACTION ON THIS RESOLUTION UNTIL SUCH TIME AS THE COUNCIL RECEIVES A REPLY TO LETTER REQUESTING PERTINENT INFORMATION ON THIS SETTLEMENT, WAS MADE BY COUNCILMAN MELILLO, SECONDED BY COUNCILMAN ADDONIZIO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-C. RESOLUTION APPROVING OFFER BY VINCENT CARUSO TO PURCHASE CITY-OWNED PROPERTY AT 132 BROOKDALE AVENUE, BLOCK 4063, LOT 79; 124-126 BROOKDALE AVENUE, BLOCK 4063, LOTS 75-76; 99-105 BOYLAN STREET, BLOCK 4063, LOT 84; 108-112 BOYLAN STREET, BLOCK 4061, LOT 57; 114-120 BOYLAN STREET, BLOCK 4061, LOT 60; REAR BOYLAN STREET, BLOCK 4061, LOT 63; 129-131 SUNSET AVENUE, BLOCK 4061, LOT 80; 133-135 SUNSET AVENUE, BLOCK 4061, LOT 78, 115-117 SUNSET AVENUE, BLOCK 4061, LOT 88; 103-105 SUNSET AVENUE, BLOCK 4061, LOTS 93-94; FOR $20,000.00; AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR FINAL BIDS.

DUE TO REPORT OF CITY CLERK THAT HE HAD BEEN NOTIFIED VERBALLY THAT THE OFFEROR WISHED TO WITHDRAW HIS OFFER, A MOTION TO DEFER ACTION ON THIS RESOLUTION AND DIRECTING THE CITY CLERK TO REQUEST A WRITTEN WITHDRAWAL, WAS MADE BY COUNCILMAN MELILLO, SECONDED BY COUNCILMAN SANTORO AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-D. COUNCILMAN MELILLO PRESENTED AND MOVED RESOLUTION APPROVING OFFER BY ALFRED R. AND HELEN K. CALABRESE AND D. P. R., INC., TO PURCHASE THE RIGHT, TITLE AND INTEREST OF THE CITY OF NEWARK IN A CERTAIN 30 FEET RIGHT-OF-WAY AT 590-94 WASHINGTON AVENUE, BELLEVILLE,

N. J., BLOCK 151, LOT 24 AND 131-137 GREYLOCK AVENUE, BLOCK 151, LOT 25, FOR $300.00; AUTHORIZING ADVERTISING AND SETTING RETURN DATE FOR FINAL BIDS.

The motion was seconded by Councilman Gordon and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-e. Councilman Addonizio presented and moved RESOLUTION CANCELLING UNENCUMBERED 1958 BALANCES TOTALING $215,906.94 AND TRANSFERRING SAME TO THE BUDGET OPERATING ACCOUNT.

The motion was seconded by Councilman Brady and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-f. Councilman Brady presented and moved RESOLUTION AUTHORIZING DIRECTOR OF FINANCE TO MAKE REFUNDS ON ELEVEN DIFFERENT DEPOSITS FOR BUILDING AND ELECTRICAL PERMITS TOTALING $94.25. NO WORK WAS DONE BY THE CONTRACTORS IN THESE CASES.

The motion was seconded by Councilman Callaghan and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-g. Councilman Callaghan presented and moved RESOLUTION CANCELLING AND TRANSFERRING THE SUM OF $410.00 FROM "DEPOSITS ON BADGES - SPECIAL POLICEMEN", 1958, TO THE BUDGET OPERATING ACCOUNT.

The motion was seconded by Councilman Gordon and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-h. Councilman Gordon presented and moved RESOLUTION AUTHORIZING THE CITY TREASURER TO REFUND OVERPAYMENT OF $20.00 TO LILLIAN REGENYE, FORMERLY A PATIENT AT MARTLAND MEDICAL CENTER.

The motion was seconded by Councilman Santoro and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-i. Councilman Turner presented and moved RESOLUTION AUTHORIZING THE DIRECTOR OF THE DEPARTMENT OF HEALTH AND WELFARE TO ACCEPT $546.19, PLUS INTEREST ACCRUED THEREON, IN FULL SETTLEMENT OF A $1,105.00 HOSPITAL BILL OF LOUIS GALANOS, FORMERLY A PATIENT AT MARTLAND

MEDICAL CENTER.

The motion was seconded by Councilman Melillo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-J. Councilman Melillo presented and moved RESOLUTION APPOINTING 2 CONSTABLES, FOR A TERM ENDING DECEMBER 31ST, 1960, AND APPROVING THEIR BONDS AS TO SUFFICIENCY.

The motion was seconded by Councilman Callaghan and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-K. EMERGENCY RESOLUTION APPROPRIATING $24,500.00 FOR "SALARIES AND WAGES" FIRE DEPARTMENT, TO PROVIDE FUNDS FOR CERTAIN FIRE FIGHTING PERSONNEL, DUE TO DELAY IN MAKING PROMOTIONS BECAUSE OF LACK OF ELIGIBLE LIST, NOT PROVIDED FOR IN 1959 BUDGET.

Due to the fact that Resolutions Nos. 7-R-AD and 7-R-AE in the minutes of this meeting were substituted for this Resolution, a motion to return this Resolution to Administration, was made by Councilman Melillo, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-L. Councilman Brady presented and moved RESOLUTION CANCELLING 1929 PERSONAL PROPERTY TAXES TOTALING $8,964.94 FOR 933 INDIVIDUALS, REASON - "MOVED - CANNOT BE LOCATED".

The motion was seconded by Councilman Callaghan and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-M. Councilman Callaghan presented and moved RESOLUTION CANCELLING 1929 PERSONAL PROPERTY TAXES TOTALING $4,410.74 FOR 224 INDIVIDUALS, REASON - "MOVED - CANNOT BE LOCATED".

The motion was seconded by Councilman Gordon and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-N. Councilman Gordon presented and moved RESOLUTION AUTHORIZING RENEWAL OF ISSUANCE OF SCHOOL PROMISSORY NOTES IN THE AMOUNT OF $280,000. TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED OCTOBER 1, 1952, "APPROPRIATING $4,715,885. FOR SCHOOL PURPOSES AND AUTHOR-

IZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SAID APPROPRIATION". (MISCELLANEOUS RECONSTRUCTION - VARIOUS SCHOOLS AND PLAYGROUNDS)

The motion was seconded by Councilman Melillo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-o. Councilman Melillo presented and moved RESOLUTION AUTHORIZING RENEWAL OF ISSUANCE OF SCHOOL PROMISSORY NOTES IN THE AMOUNT OF $50,000. TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED OCTOBER 19, 1955, "APPROPRIATING $375,000. FOR SCHOOL PURPOSES AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SAID APPROPRIATION". (18TH AVENUE SCHOOL)

The motion was seconded by Councilman Santoro and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-p. Councilman Santoro presented and moved RESOLUTION AUTHORIZING RENEWAL OF ISSUANCE OF SCHOOL PROMISSORY NOTES IN THE AMOUNT OF $475,000. TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED JULY 17, 1957, "APPROPRIATING $4,141,000. FOR SCHOOL PURPOSES AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SUCH APPROPRIATION". (WEST KINNEY STREET SCHOOL)

The motion was seconded by Councilman Turner and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-q. Councilman Turner presented and moved RESOLUTION AUTHORIZING RENEWAL OF ISSUANCE OF SCHOOL PROMISSORY NOTES IN THE AMOUNT OF $175,000. TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED SEPTEMBER 18, 1957, "APPROPRIATING $3,053,000. FOR SCHOOL PURPOSES AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SAID APPROPRIATION". (MC KINLEY - EIGHTH AVENUE SCHOOL)

The motion was seconded by President Bontempo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-r. President Bontempo presented and moved RESOLUTION AUTHORIZING RENEWAL OF ISSUANCE OF SCHOOL PROMISSORY NOTES IN THE AMOUNT OF $50,000. TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED OCTOBER 1, 1958, "APPROPRIATING $813,300. FOR SCHOOL PURPOSES AND AUTHOR-

IZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SUCH APPROPRIATION". (DAYTON STREET SCHOOL)

THE MOTION WAS SECONDED BY COUNCILMAN ADDONIZIO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-S. COUNCILMAN ADDONIZIO PRESENTED AND MOVED RESOLUTION AUTHORIZING RENEWAL OF ISSUANCE OF SCHOOL PROMISSORY NOTES IN THE AMOUNT OF $100,000. TO FINANCE APPROPRIATION MADE BY ORDINANCE ADOPTED APRIL 1, 1959, "APPROPRIATING $330,000. FOR SCHOOL PURPOSES AND AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF NEWARK TO MEET SUCH APPROPRIATION". (RECONSTRUCTION OF SOUTH EIGHTH STREET SCHOOL)

THE MOTION WAS SECONDED BY COUNCILMAN BRADY AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

7-R-T. COUNCILMAN BRADY PRESENTED AND MOVED RESOLUTION AUTHORIZING RENEWAL OF ISSUANCE OF BOND ANTICIPATION NOTES IN THE AMOUNT OF $200,000. PURSUANT TO ORDINANCE ADOPTED JUNE 6, 1956, "APPROPRIATING $4,616,983.66 TO FINANCE IMPROVEMENTS TO THE WATER SUPPLY SYSTEM OF THE CITY OF NEWARK, AND AUTHORIZING THE ISSUANCE OF BONDS TO MEET SUCH APPROPRIATION, AND THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SAID BONDS". (CONSTRUCTION OF RESERVOIR ON PEQUANNOCK RIVER, NEAR CHARLOTTEBURG)

THE MOTION WAS SECONDED BY COUNCILMAN GORDON AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

NO: COUNCILMAN CALLAGHAN.

7-R-U. COUNCILMAN GORDON PRESENTED AND MOVED RESOLUTION AUTHORIZING RENEWAL OF ISSUANCE OF BOND ANTICIPATION NOTES IN THE AMOUNT OF $200,000. PURSUANT TO ORDINANCE ADOPTED JANUARY 7, 1959, "APPROPRIATING $1,310,000. TO FINANCE IMPROVEMENTS TO THE WATER SUPPLY SYSTEM OF THE CITY OF NEWARK, AND AUTHORIZING THE ISSUANCE OF BONDS TO MEET SUCH APPROPRIATION, AND THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SAID BONDS". (CONSTRUCTION OF WATER RESERVOIR ON PEQUANNOCK RIVER, NEAR CHARLOTTEBURG)

THE MOTION WAS SECONDED BY COUNCILMAN MELILLO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

NO: COUNCILMAN CALLAGHAN.

7-R-v. Councilman Melillo presented and moved RESOLUTION AUTHORIZING RENEWAL OF ISSUANCE OF BOND ANTICIPATION NOTES IN THE AMOUNT OF $150,000. PURSUANT TO ORDINANCE ADOPTED OCTOBER 3, 1956, "AUTHORIZING THE INSTALLATION OF ADDITIONAL TRAFFIC CONTROL SIGNALS AND AUTHORIZING THE ISSUANCE OF $285,000. OF BONDS TO FINANCE THE COST THEREOF, AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE SALE OF SAID BONDS".

The motion was seconded by Councilman Santoro and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-w. Councilman Santoro presented and moved RESOLUTION AUTHORIZING RENEWAL OF ISSUANCE OF BOND ANTICIPATION NOTES IN THE AMOUNT OF $50,000. PURSUANT TO ORDINANCE ADOPTED FEBRUARY 5, 1958, "APPROPRIATING $60,000. TO FINANCE THE CONSTRUCTION OF A SANITARY SEWER IN AVENUE L AND AUTHORIZING THE ISSUANCE OF BONDS TO MEET SUCH APPROPRIATION, AND THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS".

The motion was seconded by Councilman Turner and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-x. Councilman Turner presented and moved EMERGENCY RESOLUTION APPROPRIATING $172.10 FOR OTHER EXPENSES "D" FIXED CHARGES, BUREAU OF TRAFFIC AND SIGNALS, DEPARTMENT OF PUBLIC WORKS, TO DEFRAY COST OF INCREASE IN RENT AT #156 WILSON AVENUE, NOT PROVIDED FOR IN 1959 BUDGET.

The motion was seconded by President Bontempo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-y. Councilman Addonizio presented and moved EMERGENCY RESOLUTION APPROPRIATING $150.00 FOR OTHER EXPENSES "B" SERVICE BY CONTRACT OR AGREEMENT, DIVISION OF BUILDING CONSTRUCTION, DEPARTMENT OF PUBLIC WORKS, DUE TO EMERGENCY BOILER REPAIRS, NOT PROVIDED FOR IN 1959 BUDGET.

The motion was seconded by Councilman Brady and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-z. President Bontempo presented and moved EMERGENCY RESOLUTION APPROPRIATING $10,000.00 FOR OTHER EXPENSES "D" FIXED CHARGES, OFFICE OF THE CITY CLERK, FOR MAKING A

PRELIMINARY STUDY FOR THE ERECTION OF A SPORTS COLISEUM IN THE CITY OF NEWARK.

The motion was seconded by Councilman Gordon and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-aa. Councilman Melillo presented and moved RESOLUTION EXPRESSING DISAPPOINTMENT OF THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK IN THE ACTION OF THE ERIE RAILROAD IN THEIR CONTEMPLATION OF THE DISCONTINUANCE OF SEVERAL TRAINS ON THE NORTH NEWARK LINE.

The motion was seconded by Councilman Santoro and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-ab. Councilman Turner presented and moved RESOLUTION MOMORIALIZING THE STATE SENATE AND GENERAL ASSEMBLY TO ADOPT NECESSARY LEGISLATION TO RENEW RENT CONTROL.

The motion was seconded by Councilman Melillo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-ac. Councilman Gordon presented and moved EMERGENCY RESOLUTION APPROPRIATING $700.00 FOR OTHER EXPENSES, DEPARTMENT OF PUBLIC WORKS, TO PROVIDE FUNDS FOR A NEW HEATER AT IVY HAVEN, NOT PROVIDED FOR IN 1959 BUDGET.

The motion was seconded by Councilman Santoro and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-ad. Councilman Addonizio presented and moved RESOLUTION RETURNING 3 ACTING DEPUTY CHIEFS IN THE FIRE DEPARTMENT TO THE TITLE OF BATTALION CHIEF PENDING A CIVIL SERVICE LIST AND TRANSFERRING THEIR SALARIES ALONG WITH THEM.

The motion was seconded by Councilman Brady and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

(See action on item no. 7-R-k in the minutes of this meeting)

7-R-ae. Councilman Callaghan presented and moved EMERGENCY RESOLUTION APPROPRIATING $2,500.00 FOR SALARIES AND WAGES, TO PROVIDE FUNDS FOR FIRE DEPARTMENT DUE TO CHANGE IN PAYROLL PERIODS, NOT PROVIDED FOR IN 1959 BUDGET.

The motion was seconded by Councilman Brady and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

(See action on item No. 7-R-k in the minutes of this meeting)

7-R-af. Councilman Addonizio presented and moved RESOLUTION RESCINDING RESOLUTION NO. 7-R-ac ADOPTED BY THE MUNICIPAL COUNCIL OCTOBER 7, 1959, "AUTHORIZING THE BUSINESS ADMINISTRATOR TO ENTER INTO A CONTRACT WITH THE YOUTH DEVELOPMENT CLINIC OF NEWARK AND IRVINGTON TO ESTABLISH A CHILD MENTAL HEALTH PROGRAM, FOR A PERIOD OF TWO YEARS, AT $35,000.00 PER YEAR".

The motion was seconded by Councilman Brady and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Melillo, Santoro, President Bontempo.

No: Councilmen Gordon, Turner.

(See item No. 9-f in the minutes of this meeting)

MOTIONS.

None.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a. The City Clerk presented APPROVAL BY THE CITY OF EAST ORANGE OF AN APPLICATION MADE BY THE CITY OF NEWARK FOR THE TYING IN OF AN INTERCEPTOR SEWER WITH THE JOINT MEETING DISPOSAL PLANT.

A motion that this communication be received was made by Councilman Callaghan, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-b. The City Clerk presented COMMUNICATION FROM HIS HONOR, MAYOR LEO P. CARLIN, RECEIVED DECEMBER 3, 1959, RENOMINATING COUNCILMAN IRVINE I. TURNER, TO THE LOCAL ASSISTANCE BOARD, FOR A TERM OF TWO YEARS, EXPIRING JANUARY 1, 1962.

Councilman Santoro moved to concur in the renomination of Councilman Irvine I. Turner, to the Local Assistance Board, for a term of two years, expiring January 1, 1962.

Councilman Brady seconded the motion.

President Bontempo: Will the Council confirm the renomination?

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The renomination is confirmed.

8-c. The City Clerk presented COMMUNICATION FROM HIS HONOR, MAYOR LEO P. CARLIN, RECEIVED DECEMBER 4, 1959, RENOMINATING MRS. ANTOINETTE O'FLAHERTY, TO THE LOCAL ASSISTANCE BOARD, FOR A TERM OF TWO YEARS, EXPIRING JANUARY 1, 1962.

Councilman Santoro moved to concur in the renomination of Mrs. Antoinette O'Flaherty, to the Local Assistance Board, for a term of two years, expiring January 1, 1962.

Councilman Brady seconded the motion.

President Bontempo: Will the Council confirm the renomination?

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo: The renomination is confirmed.

8-d. The City Clerk presented COMMUNICATION FROM MR. W. H. COBURGER, PRESIDENT, GIRARD PLACE ASSOCIATION, RECEIVED DECEMBER 8, 1959, OBJECTING TO PROPOSAL BY CENTRAL PLANNING BOARD THAT CLINTON AVENUE BE RE-ZONED FOR BUSINESS.

A motion that this communication be acknowledged and placed on file pending receipt of proposed ordinance, was made by Councilman Turner, seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-e. The City Clerk presented COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED DECEMBER 8, 1959, ENCLOSING PROPOSED "ORDINANCE ESTABLISHING A DETECTIVE DIVISION IN THE POLICE DEPARTMENT OF THE CITY OF NEWARK, NEW JERSEY".

(Copy of ordinance submitted to each Member of the Council)

A motion to defer action on this ordinance pending the Staff report and discussion with Police Director Weldon, was made by Councilman Santoro, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-f. The City Clerk presented COMMUNICATION FROM JOHN J. GOFF, PRESIDENT, ESSEX COUNCIL NUMBER ONE, NEW JERSEY CIVIL SERVICE ASSOCIATION, WITH RESPECT TO THE PROPOSED ORDINANCE ESTABLISHING A DETECTIVE DIVISION IN THE POLICE DEPARTMENT OF THE CITY OF NEWARK.

A motion that this communication be received and placed on file was made by Councilman Santoro, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

8-g. The City Clerk presented COMMUNICATION FROM THE NEWARK FIRE OFFICERS ASSOCIATION, ENCLOSING A RESOLUTION ADOPTED BY THAT GROUP ENDORSING THE PRESENT MAYOR-COUNCIL FORM OF GOVERNMENT FOR THE CITY OF NEWARK.

A motion that this communication be received was made by Councilman Addonizio,

seconded by Councilman Santoro and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

PETITIONS.

None.

PENDING BUSINESS ON THE CALENDAR.

9-a. COMMUNICATION FROM HIS HONOR, MAYOR LEO P. CARLIN, RECEIVED OCTOBER 5, 1959, NOMINATING FREDERICK E. CAWTHRA, 324 ELLERY AVENUE, NEWARK, AS A MEMBER OF THE BOARD OF ADJUSTMENT, FOR A TERM OF FIVE YEARS FROM DATE OF CONFIRMATION.

(Council met with Mr. Cawthra November 10, 1959)

A motion to defer action on this communication in view of the fact the Municipal Council is considering amending the ordinance which sets up the procedure for appointment of Members of the Board of Adjustment, was made by Councilman Santoro, seconded by Councilman Turner and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

9-b. COMMUNICATION FROM HIS HONOR, MAYOR LEO P. CARLIN, RECEIVED OCTOBER 5, 1959, NOMINATING WALTER J. GILL, 375 MT. PROSPECT AVENUE, NEWARK, AS A MEMBER OF THE BOARD OF ADJUSTMENT, FOR A TERM OF FIVE YEARS FROM DATE OF CONFIRMATION.

(Council met with Mr. Gill November 10, 1959)

A motion to defer action on this communication in view of the fact the Municipal Council is considering amending the ordinance which sets up the procedure for appointment of Members of the Board of Adjustment, was made by Councilman Santoro, seconded by Councilman Turner and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

9-c. COMMUNICATION FROM HIS HONOR, MAYOR LEO P. CARLIN, RECEIVED OCTOBER 5, 1959, NOMINATING A. THOMAS MALANGA, 633 LAKE STREET, NEWARK, AS A MEMBER OF THE BOARD OF ADJUSTMENT, FOR A TERM OF FIVE YEARS FROM DATE OF CONFIRMATION.

(Council met with Mr. Malanga November 10, 1959)

A motion to defer action on this communication in view of the fact the Municipal Council is considering amending the ordinance which sets up the procedure for appointment of Members of the Board of Adjustment, was made by Councilman Santoro, seconded by Councilman Turner and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

9-D. COMMUNICATION FROM HIS HONOR, MAYOR LEO P. CARLIN, RECEIVED OCTOBER 5, 1959, NOMINATING JOSEPH E. MIRABELLA, 11 NORFOLK STREET, NEWARK, AS A MEMBER OF THE BOARD OF ADJUSTMENT, FOR A TERM OF FIVE YEARS FROM DATE OF CONFIRMATION.

(COUNCIL MET WITH MR. MIRABELLA NOVEMBER 10, 1959)

A MOTION TO DEFER ACTION ON THIS COMMUNICATION IN VIEW OF THE FACT THE MUNICIPAL COUNCIL IS CONSIDERING AMENDING THE ORDINANCE WHICH SETS UP THE PROCEDURE FOR APPOINTMENT OF MEMBERS OF THE BOARD OF ADJUSTMENT, WAS MADE BY COUNCILMAN SANTORO, SECONDED BY COUNCILMAN TURNER AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

9-E. COMMUNICATION FROM HIS HONOR, MAYOR LEO P. CARLIN, RECEIVED OCTOBER 5, 1959, NOMINATING CASIMIR WYGLENDOWSKI, 33 OAKLAND TERRACE, NEWARK, AS A MEMBER OF THE BOARD OF ADJUSTMENT, FOR A TERM OF FIVE YEARS FROM DATE OF CONFIRMATION.

(COUNCIL MET WITH MR. WYGLENDOWSKI NOVEMBER 10, 1959)

A MOTION TO DEFER ACTION ON THIS COMMUNICATION IN VIEW OF THE FACT THE MUNICIPAL COUNCIL IS CONSIDERING AMENDING THE ORDINANCE WHICH SETS UP THE PROCEDURE FOR APPOINTMENT OF MEMBERS OF THE BOARD OF ADJUSTMENT, WAS MADE BY COUNCILMAN SANTORO, SECONDED BY COUNCILMAN TURNER AND ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, TURNER, PRESIDENT BONTEMPO.

9-F. RECONSIDERATION OF RESOLUTION 7-R-AC ADOPTED BY THE MUNICIPAL COUNCIL OCTOBER 7, 1959, "AUTHORIZING THE BUSINESS ADMINISTRATOR TO ENTER INTO A CONTRACT WITH THE YOUTH DEVELOPMENT CLINIC OF NEWARK AND IRVINGTON TO ESTABLISH A CHILD MENTAL HEALTH PROGRAM, FOR A PERIOD OF TWO YEARS, AT $35,000.00 PER YEAR".

(COUNCIL MET WITH MAYOR, BUSINESS ADMINISTRATOR, MONSIGNOR DOOLING AND REPRESENTATIVES OF THE PROPOSED CLINIC OCTOBER 27, 1959)

(SEE ITEM NO. 7-R-AF IN THE MINUTES OF THIS MEETING)

A MOTION TO RESCIND RESOLUTION 7-R-AC ADOPTED BY THE MUNICIPAL COUNCIL OCTOBER 7, 1959 "AUTHORIZING THE BUSINESS ADMINISTRATOR TO ENTER INTO A CONTRACT WITH THE YOUTH DEVELOPMENT CLINIC OF NEWARK AND IRVINGTON TO ESTABLISH A CHILD MENTAL HEALTH PROGRAM, FOR A PERIOD OF TWO YEARS, AT $35,000.00 PER YEAR", WAS MADE BY COUNCILMAN ADDONIZIO, SECONDED BY COUNCILMAN BRADY.

COUNCILMAN GORDON WAS OPPOSED TO THE RESCINDING OF THIS RESOLUTION. HE STATED THIS MATTER HAD BEEN FULLY STUDIED AND IN HIS OPINION, REPRESENTED A DEFINITE NEED IN THE COMMUNITY.

THE MOTION TO RESCIND RESOLUTION 7-R-AC ADOPTED BY THE MUNICIPAL COUNCIL OCTOBER 7, 1959, WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, MELILLO, SANTORO, PRESIDENT BONTEMPO.

NO: COUNCILMEN GORDON, TURNER.

A motion that the President of the Municipal Council appoint a Committee to study a Child Mental Health Program, which study shall include consideration of the resolution rescinded this date by the Municipal Council, was made by Councilman Callaghan, seconded by Councilman Addonizio.

Councilman Gordon said he would vote for this motion only because it leaves the door open to the fulfillment of the great need expressed by those interested in the Youth Development Program. He hopes that as a result of this study, the Council would return to the original thought of the Committee which he feels is the most feasible one to operate.

Councilman Melillo was of the opinion the City should take the money originally appropriated and divide it amongst the two groups now doing that type of work. He could see no reason why the City could not enter into an agreement which might be conducted in conjunction with the Board of Education or possibly some other City agency.

The motion that the President of the Municipal Council appoint a Committee to study a Child Mental Health Program was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo appointed Councilmen Callaghan, Chairman; Addonizio and Gordon to serve on this Committee.

Councilman Callaghan said he would see to it that this Committee would have a report for the Council to consider before Budget time. He was of the opinion that some combination of the Board of Education and the Health Department might be feasible for the conduct of a Mental Health Program. He said the prime need was the taking care of the children involved.

9-g. COMMUNICATION FROM BUSINESS ADMINISTRATOR RINALDI, RECEIVED AUGUST 27, 1959, SUBMITTING OFFER FROM JOHN J. CLANCY, ESQ., TO PURCHASE CITY-OWNED LANDS IN TOWNSHIPS OF BERKELEY AND MANCHESTER, FOR $7,500.00.

(Report from Director Hunt and correspondence between Mr. Clancy and Corporation Counsel Torppey)

(Report from Corporation Counsel submitted to each Member of the Council)

A motion to defer action on this communication was made by Councilman Addonizio, seconded by Councilman Brady and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo asked the City Clerk if a letter had been sent to Federal and State officials who might be interested in the property and the City Clerk read the list of various agencies to whom inquiries had been sent.

9-h. PROPOSED AMENDMENT TO ORDINANCE PROVIDING FOR APPOINTMENTS OF MEMBERS TO THE BOARD OF ADJUSTMENT.

(Copy submitted to each Member of the Council)

A motion to defer action on this matter and directing that the proper amendment

be prepared to have the terms of the Members of the Board of Adjustment fall within the term of the Mayor's Office and directing this amendment be placed on the January 6, 1960 Calendar of the Municipal Council, for first reading, was made by Councilman Callaghan, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

NEW BUSINESS ON THE CALENDAR.

None.

MISCELLANEOUS.

11-a. The City Clerk reported the following Bingo and Raffles Licenses were issued from November 25th, 1959 to December 11th, 1959:

BINGO LICENSES

LICENSEE	LICENSE NUMBER
Essex County Rescue Squad	1562 Amended
St. Rocco's R. C. Church	1666 Amended
St. Thomas Aquinas Church	1690 Amended
Newark Auxiliary of the Essex County Rescue Squad	1737 Amended
Newark Moose Lodge No. 237	1747
Newark Aerie No. 44, F. O. E.	1750

RAFFLES LICENSES

LICENSEE	LICENSE NUMBER
Children (Senior) of Mary Sodality of St. Rocco's R. C. Church	1744
Third Order of St. Dominic, Caldwell College Chapter	1745
Third Order of St. Dominic, Caldwell College Chapter	1746
Vailsburg First Aid Ambulance Squad, Inc.	1748
Mt. Hermon Baptist Church	1749

A motion to concur in the report was made by Councilman Gordon, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

ADJOURNMENT.

12. A motion to adjourn this meeting was made by Councilman Addonizio, seconded by Councilman Gordon and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

This meeting adjourned at 10:50 P. M.

APPROVED:

Harry S. Reichenstein	Michael A. Bontempo
City Clerk	President

P

NEWARK, NEW JERSEY, DECEMBER 30, 1959

A SPECIAL SCHEDULED MEETING OF THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, TO CLOSE OUT THE CITY'S BUSINESS FOR THE YEAR 1959, WAS HELD ON THE ABOVE DATE IN THE COUNCIL CHAMBER, CITY HALL, AT 11:30 A. M.

PRESIDENT BONTEMPO CALLED THE MEETING TO ORDER AND ASKED FOR ROLL CALL.

PRESENT: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO, CITY CLERK HARRY S. REICHENSTEIN, CLERK OF THE MUNICIPAL COUNCIL.

ABSENT: COUNCILMEN COOPER, TURNER.

RESOLUTIONS.

7-R-A. COUNCILMAN ADDONIZIO PRESENTED AND MOVED RESOLUTION AUTHORIZING THE DIRECTOR OF FINANCE TO TRANSFER THE SUM OF $1,336.93 FROM "RESERVE FOR SALARIES UNCLAIMED" TRUST ACCOUNT TO THE CITY'S GENERAL SURPLUS ACCOUNT - THIS SUM REPRESENTS UNCLAIMED SALARIES DEPOSITED IN THE TRUST ACCOUNT DURING 1953.

THE MOTION WAS SECONDED BY COUNCILMAN BRADY AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

7-R-B. COUNCILMAN BRADY PRESENTED AND MOVED RESOLUTION DIRECTING THE DIRECTOR OF FINANCE TO CANCEL THE PAYMENT OF OUTSTANDING CHECKS IN THE AMOUNT OF $751.05 AND TRANSFER $741.05 TO CITY GENERAL SURPLUS ACCOUNT AND $10.00 TO WATER UTILITY OPERATING SURPLUS - THESE ITEMS REPRESENT PAYMENT TO VENDORS FOR THE PERIOD 1953 WHO HAVE FAILED TO CLAIM SAME.

THE MOTION WAS SECONDED BY COUNCILMAN CALLAGHAN AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

7-R-C. COUNCILMAN CALLAGHAN PRESENTED AND MOVED RESOLUTION AUTHORIZING THE DIRECTOR OF FINANCE TO TRANSFER THE SUM OF $473.04 FROM THE "REDEMPTION FUNDS" - TRUST ACCOUNT TO BUDGET OPERATION ACCOUNT - CURRENT SECTION - THIS SUM REPRESENTS UNCLAIMED REDEMPTION FROM SALES OF PROPERTY DURING 1953.

THE MOTION WAS SECONDED BY COUNCILMAN GORDON AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

7-R-D. COUNCILMAN GORDON PRESENTED AND MOVED RESOLUTION DIRECTING THE DIRECTOR OF FINANCE TO TRANSFER THE SUM OF $303.00 FROM "PREMIUMS RECEIVED AT TAX SALE" TO BUDGET OPERATION

ACCOUNT, CURRENT SECTION - THIS SUM REPRESENTS UNCLAIMED PREMIUMS RECEIVED IN TAX SALES HELD DURING THE YEAR 1953.

THE MOTION WAS SECONDED BY COUNCILMAN MELILLO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

7-R-E. COUNCILMAN MELILLO PRESENTED AND MOVED RESOLUTION CANCELLING SUM OF $110.00 IN "RESERVE FOR DEPOSIT ON BIDS, REMOVAL OF BARRACKS" TRUST ACCOUNT AND TRANSFERRING SAID AMOUNT TO CITY'S GENERAL SURPLUS ACCOUNT - THIS SUM REPRESENTS UNCLAIMED DEPOSIT OF BIDS PAID BY INDIVIDUALS TO REMOVE BARRACKS, VETERANS HOUSING, DURING 1956.

THE MOTION WAS SECONDED BY COUNCILMAN SANTORO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

7-R-F. COUNCILMAN SANTORO PRESENTED AND MOVED RESOLUTION DIRECTING THE DIRECTOR OF FINANCE TO CANCEL THE PAYMENT OF OUTSTANDING CHECKS IN THE SUM OF $174.22 AND DRAW FROM THE "SPECIAL BANK ACCOUNT" PAYABLE TO THE CITY TREASURER FOR CREDIT TO THE "CITY GENERAL SURPLUS ACCOUNT"- THIS SUM REPRESENTS UNCLAIMED OVERPAYMENTS - TAX RECEIVER'S OFFICE.

THE MOTION WAS SECONDED BY PRESIDENT BONTEMPO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

7-R-G. PRESIDENT BONTEMPO PRESENTED AND MOVED RESOLUTION CANCELLING UNENCUMBERED BALANCE OF $2,223.42 AND TRANSFERRING SAME TO CAPITAL SURPLUS ACCOUNT - THIS SUM REPRESENTS AN ACCUMULATED BALANCE SINCE 1955 IN THE CAPITAL ACCOUNT - "FIRE LOSS".

THE MOTION WAS SECONDED BY COUNCILMAN ADDONIZIO AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

YES: COUNCILMEN ADDONIZIO, BRADY, CALLAGHAN, GORDON, MELILLO, SANTORO, PRESIDENT BONTEMPO.

7-R-H. COUNCILMAN ADDONIZIO PRESENTED AND MOVED RESOLUTION DIRECTING THE DIRECTOR OF FINANCE TO TRANSFER THE SUM OF $50.00 FROM "RESERVE BAIL MONEY HELD IN ESCROW" TRUST ACCOUNT TO CITY GENERAL SURPLUS ACCOUNT - THIS SUM REPRESENTS UNCLAIMED DEPOSIT OF BAIL MONEY BY FELIPE NOVALTA IN 1953.

THE MOTION WAS SECONDED BY COUNCILMAN BRADY AND THE ROLL BEING CALLED, THE RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTES:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

7-R-i. Councilman Brady presented and moved RESOLUTION TRANSFERRING $21,429.84 UNENCUMBERED BALANCE TO THE CAPITAL IMPROVEMENT FUND; SAID FUNDS WERE APPROPRIATED AND WORK HAS BEEN COMPLETED WITHOUT NEED OF FUNDS.

The motion was seconded by Councilman Callaghan and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

7-R-j. Councilman Callaghan presented and moved RESOLUTION AUTHORIZING CANCELLATION OF UNENCUMBERED BALANCE IN THE AMOUNT OF $736.00, REMAINING ON BOND ORDINANCE #6-T-A, ADOPTED JULY 17, 1957, VICTORIA STREET GARAGE; SAID SUM TO BE TRANSFERRED FROM IMPROVEMENT AUTHORIZATION - BONDED, TO CAPITAL SURPLUS.

The motion was seconded by Councilman Gordon and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

7-R-k. Councilman Gordon presented and moved EMERGENCY RESOLUTION APPROPRIATING $300.00 FOR OTHER EXPENSES "B" - SERVICE BY CONTRACT OR AGREEMENT, DIVISION OF BUILDING CONSTRUCTION, DEPARTMENT OF PUBLIC WORKS, FOR BOILER REPAIRS AT FIFTH POLICE PRECINCT, NOT PROVIDED FOR IN THE 1959 BUDGET.

The motion was seconded by Councilman Melillo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

7-R-l. Councilman Melillo presented and moved EMERGENCY RESOLUTION APPROPRIATING $4,000.00 IN DEFERRED CHARGES AND STATUTORY EXPENDITURES - PENSION SALARIES - VARIOUS DIVISIONS, DUE TO INCREASE OF RETIREMENTS OF NON-CONTRIBUTORY PENSIONERS, NOT PROVIDED FOR IN THE 1959 BUDGET.

The motion was seconded by Councilman Santoro and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

7-R-m. Councilman Santoro presented and moved EMERGENCY RESOLUTION APPROPRIATING $550.00 FOR OTHER EXPENSES "B" SERVICE BY CONTRACT OR AGREEMENT, BOARD OF ADJUSTMENT, OFFICE OF THE MAYOR AND AGENCIES, DUE TO UNUSUAL AND UNANTICIPATED STENOGRAPHIC FEES, NOT PROVIDED FOR IN THE 1959 BUDGET.

The motion was seconded by President Bontempo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

7-R-n. President Bontempo presented and moved RESOLUTION CANCELLING PART OR ALL OF THE UNENCUMBERED BALANCES IN THE BUDGET APPROPRIATIONS FOR 1959 FOR THE OFFICE OF THE MAYOR AND AGENCIES.

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

7-R-o. Councilman Addonizio presented and moved RESOLUTION CANCELLING PART OR ALL OF UNENCUMBERED BALANCES IN THE BUDGET APPROPRIATIONS FOR 1959 FOR THE OFFICE OF THE CITY CLERK AND MUNICIPAL COUNCIL.

The motion was seconded by Councilman Brady and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

7-R-p. Councilman Brady presented and moved RESOLUTION CANCELLING PART OR ALL OF UNENCUMBERED BALANCES IN THE BUDGET APPROPRIATIONS FOR 1959 FOR THE DEPARTMENT OF ADMINISTRATION.

The motion was seconded by Councilman Callaghan and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

7-R-q. Councilman Callaghan presented and moved RESOLUTION CANCELLING PART OR ALL OF UNENCUMBERED BALANCES IN THE BUDGET APPROPRIATIONS FOR 1959 FOR THE DEPARTMENT OF LAW.

The motion was seconded by Councilman Gordon and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

7-R-r. Councilman Gordon presented and moved RESOLUTION CANCELLING PART OR ALL OF UNENCUMBERED BALANCES IN THE BUDGET APPROPRIATIONS FOR 1959 FOR THE DEPARTMENT OF FINANCE.

The motion was seconded by Councilman Melillo and the roll being called, the resolution was adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

7-R-s. Councilman Melillo presented and moved RESOLUTION CANCELLING PART OR ALL OF UNENCUMBERED BALANCES IN THE BUDGET APPROPRIATIONS FOR 1959 FOR THE DEPARTMENT OF REVENUE.

The motion was seconded by Councilman Santoro and the roll being called, the resolution was declared adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, President Bontempo.

Councilman Turner took his seat at this time.

7-R-t. Councilman Santoro presented and moved RESOLUTION CANCELLING PART OR ALL OF UNENCUMBERED BALANCES IN THE BUDGET APPROPRIATIONS FOR 1959 FOR THE DEPARTMENT OF PUBLIC WORKS.

The motion was seconded by President Bontempo and the roll being called, the resolution was declared adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-u. President Bontempo presented and moved RESOLUTION CANCELLING PART OR ALL OF UNENCUMBERED BALANCES IN THE BUDGET APPROPRIATIONS FOR 1959 FOR THE DEPARTMENT OF POLICE.

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was declared adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-v. Councilman Addonizio presented and moved RESOLUTION CANCELLING PART OR ALL OF UNENCUMBERED BALANCES IN THE BUDGET APPROPRIATIONS FOR 1959 FOR THE DEPARTMENT OF FIRE.

The motion was seconded by Councilman Brady and the roll being called, the resolution was declared adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-w. Councilman Brady presented and moved RESOLUTION CANCELLING PART OR ALL OF UNENCUMBERED BALANCES IN THE BUDGET APPROPRIATIONS FOR 1959 FOR THE DEPARTMENT OF HEALTH AND WELFARE.

The motion was seconded by Councilman Callaghan and the roll being called, the resolution was declared adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-x. Councilman Callaghan presented and moved RESOLUTION CANCELLING PART OR ALL OF THE UNENCUMBERED BALANCES IN THE BUDGET APPROPRIATIONS FOR 1959 FOR WATER UTILITY OPERATING -

WATER SUPPLY.

The motion was seconded by Councilman Gordon and the roll being called, the resolution was declared adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-Y. Councilman Gordon presented and moved RESOLUTION CANCELLING PART OR ALL OF THE UNENCUMBERED BALANCES IN THE BUDGET APPROPRIATIONS FOR 1959 FOR COMMERCIAL AND ACCOUNTING - WATER; DEPARTMENT OF FINANCE.

The motion was seconded by Councilman Melillo and the roll being called, the resolution was declared adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-Z. Councilman Melillo presented and moved RESOLUTION CANCELLING PART OR ALL OF UNENCUMBERED BALANCES FOR UNCLASSIFIED PURPOSES, DEBT SERVICE, AND DEFERRED CHARGES AND STATUTORY EXPENDITURES FOR THE YEAR 1959 AND PLACING IT IN THE BUDGET OPERATING ACCOUNT.

The motion was seconded by Councilman Santoro and the roll being called, the resolution was declared adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-AA. Councilman Turner presented and moved RESOLUTION MAKING TEMPORARY APPROPRIATION FOR INTEREST AND DEBT REDEMPTION CHARGES FOR THE YEAR 1960.

The motion was seconded by President Bontempo and the roll being called, the resolution was declared adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-AB. President Bontempo presented and moved RESOLUTION MAKING TEMPORARY APPROPRIATIONS FOR THE FIRST THREE MONTHS OF 1960 BASED ON 1959 BUDGET.

The motion was seconded by Councilman Addonizio and the roll being called, the resolution was declared adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-AC. Councilman Turner presented and moved RESOLUTION TRANSFERRING THE SUM OF $1,672.01 FROM THE RESERVE FOR CAPITAL OUTLAY TO CAPITAL SURPLUS IN THE WATER DEPARTMENT.

The motion was seconded by Councilman Brady and the roll being called, the resolution was declared adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

7-R-AD. Councilman Addonizio presented and moved RESOLUTION ENGAGING SAMUEL KLEIN AND COMPANY FOR 1960 AND 1961 AUDIT AND AUTHORIZING EXECUTION OF AN AGREEMENT.

The motion was seconded by Councilman Callaghan and the roll being called, the resolution was declared adopted by the following votes:

Yes: Councilmen Addonizio, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

No: Councilman Brady.

7-R-AE. Councilman Callaghan presented and moved RESOLUTION EXPRESSING THE SORROW OF THE MUNICIPAL COUNCIL ON THE DEATH OF THE MOST REVEREND JUSTIN JOSEPH MC CARTHY, BISHOP OF THE ROMAN CATHOLIC DIOCESE OF CAMDEN, NEW JERSEY.

The motion was seconded by Councilman Brady and the roll being called, the resolution was declared adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

President Bontempo stated that on behalf of the Municipal Council he wished to extend to all the citizens of the City of Newark best wishes for a very happy and prosperous New Year.

ADJOURNMENT.

12. A motion to adjourn this meeting was made by Councilman Gordon, seconded by Councilman Addonizio and adopted by the following votes:

Yes: Councilmen Addonizio, Brady, Callaghan, Gordon, Melillo, Santoro, Turner, President Bontempo.

This meeting adjourned at 11:40 A. M.

Approved:

Harry S. Reichenstein
City Clerk

Michael A. Bontempo
President

H

A

B

D

G

J

J

K

K

L

M

Ordinance 2nd rdg. & final passage: Furnishing & maintaining minimum heat in certain business buildings, - deferred 404&408

Ordinance 2nd rdg. & final passage: Relating to drainage of roofs of business buildings, - deferred 404&408

Ordinance 2nd rdg. & final passage: Create position of Sup't. Maintenance & Building Repairs, Dept. of Public Works, - rejected 405&409

Ordinance 2nd rdg. & final passage: Regulate & license rooming houses, - deferred 409

Ordinance 2nd rdg. & final passage: Parking prohibited at all times on certain streets, - deferred 409

Ordinance 2nd rdg. & final passage: Create positions & establish salaries, Mayor's Office & Agencies, adopted by Council on Dec. 7, 1960, rejected by Mayor on Dec. 16, 1960, - Veto is sustained 410-412

Ordinance 2nd rdg. & final passage: Establish salaries, certain employees, Newark Commission for Neighborhood Conservation & Rehabilitation, adopted by Council on Dec. 7, 1960, rejected by Mayor on Dec. 16, 1960, - Veto is sustained 412

Ordinance 2nd rdg. & final passage: Establish salaries, certain employees, Mayor's Commission on Group Relations, adopted by Council on Dec. 7, 1960, rejected by Mayor on Dec. 16, 1960, - Veto is sustained 412

Ordinance 2nd rdg. & final passage: Create positions & establish salaries, Administration Dept., adopted by Council on Dec. 7, 1960, rejected by Mayor on Dec. 16, 1960, - Veto is sustained 413

Ordinance 2nd rdg. & final passage: Amend an ordinance creating position of Planning Officer & establishing salary, adopted August 17, 1955, adopted by Council on Dec. 7, 1960, rejected by Mayor on Dec. 16, 1960, - Veto is sustained 413

Ord. 2nd rdg & final Passage: School Traffic Guard in Police
Dept., Create Said Position & establish Salary - adopted 774&778

Ord. 2nd rdg & final Passage: Boys Club of Newark at 422
Broadway, exempt same from Payment of WaterCharges -adpted 775&779

Offer, St. John Baptist Chruch to Purchase 305-315 S. 10th
St, and 336 S. 11th St, for $7,100.00 - rejected pending
Council revaluation on Sales of City-Owned property 782

P

Q

Revenue Dept. Cancel Unencumbered Balances, for 1960
- adopted

Zoning Variance, Robert W. Powell, for Enclosing a Front Porch, on Premises 347 N. 11th St. - adopted 767